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ARCHIVES OF MARYLAND
LXVII

PROCEEDINGS

OF THE

PROVINCIAL COURT OF MARYLAND
1677-1678

COURT SERIES

(12)

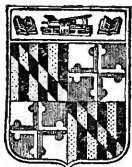
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ELIZABETH MERRITT

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LETTER OF TRANSMITTAL

To the Maryland Historical Society:

LADIES AND GENTLEMEN :

This volume of the Provincial Court proceedings, 1677-1678, is Volume LXVII of the *Archives of Maryland* and Volume 12 of the sub-series on the courts. The eighth volume on the Provincial Court, it begins on June 19, 1677; and it continues to August 30, 1678. Like Volume LXVI it was set directly from photostats of Liber NN in the Land Office at Annapolis, and it reproduces, as exactly as a good modern press can do it, the text of that manuscript book. Consequently, much that was said in the letter of transmittal of Volumes LXV and LXVI could be repeated here, for courts and clerks do not change greatly from one year to the next. In this case, Volume LXVI ends on folio 308 of Liber NN with the adjournment of the Court on April 28, 1677 until June 19, 1677, there is a line drawn clear across the page, and the next item, on the same folio 308 is the re-opening of the Court on the day set. So begins this volume.

Volume LXVIII, on which work has already been begun, will continue the work of the Provincial Court. It begins with the opening of the Court in October 1678, and continues to September 2, 1679.

Respectfully submitted,

J. HALL PLEASANTS,
*Chairman of the
Publications Committee*
CHARLES A. BARKER
JOSEPH KATZ
ROBERT G. MERRICK
HARRISON TILGHMAN

INTRODUCTION

In the short period covered by this volume LXVII, from June 19, 1677, to June 18, 1678 (*post*, p. 431), or possibly to August 30, 1678, no changes were made in the jurisdiction of the Provincial Court. Important cases had to originate there, whether they were civil or criminal. If the criminal case concerned life or limb, or if the civil case involved as much as three thousand pounds of tobacco, it must arise in the Provincial Court. Small cases were supposed to originate in the county court but the higher court often heard and decided very small cases, even when no important principle of law was concerned. Although the Provincial Court had been separated from the Court of Chancery in 1669 (*Archives of Maryland* LI, pp. xxxviii, 1), the same judges served in both, and the Provincial Court did not hesitate to hear and decide chancery cases (*post*, pp. 140, 286). To be sure, most of the chancery cases heard in Provincial Court concerned land claims (*post*, p. 103, 131, 232, 236, 245, 370, 371, 451). Sometimes a case begun in the Court of Chancery appears later in the Provincial Court. *Sprigg v. Trueman* was decided in Chancery in 1677 (*Archives* LI, 488-496). Yet the amount of damages to be paid was a matter of common law, which was heard by a jury and decided in the Provincial Court some months later (*post*, p. 416).

In 1677-1678, as earlier and later, the justices of the Provincial Court were also members of the Upper House of Assembly, members of the Council, justices of the Chancery Court and of the Probate Court. Sometimes it is hard to tell which of his offices a justice was filling especially if the Court clerk, being no perfectionist, put into the proceedings here something that the justice was doing, say, as a member of the Council (*post*, pp. 152, 248). All of the justices were holders of thousands of acres of land, and many of them had well-paid offices not connected with the Court. Thomas Notley, who became governor and chief justice in 1676 (*Archives* XV, pp. 105-118) continued to serve until his death in April 1679. He was succeeded by Charles, third Lord Baltimore, who was in the Province. Philip Calvert, uncle of the Proprietary, continued in his offices of chancellor and commissary general until he too died, in 1682. William Calvert, cousin of the Proprietary, continued to be principal secretary until his death from drowning in May 1682. Baker Brooke, surveyor general of the Province, died in office in March 1678/9. Benjamin Rozer, who had been appointed to the Court only on April 18, 1677 (*Archives* LXVI, p. 424), was no longer sheriff of Charles County or agent and receiver-general of the Proprietary, but he was faithful in his attendance upon the Court, and also busy as an attorney practicing before it. Colonel Thomas Taillor, of Dorchester County, who had been a justice of the Court at the same time that he was sheriff of his county, and who, perhaps because he was sheriff of an Eastern Shore county, had been lax in his attendance upon the Court, now began to come a little more often, though he continued to be sheriff until March

10, 1678/9. Henry Coursey, first of Kent County, then later of Talbot County, who had reappeared in court November 28, 1676 after an absence of five or six years, is not present in court now, except, to be sure, as a litigant. He continued to be a member of the Provincial Council, and to devote much time to Indian relations. He lived until 1695. At no time were there more than six justices.

The Court sat, as before, every three months, except in midsummer, and except on Sunday and Monday. At the session called for December 4, 1677 only one justice was present. That was Philip Calvert, who lived at St. Mary's City. Calvert, having a writ of adjournment from the Proprietary, tried again to hold a session and then, because of the hardness of the weather, adjourned until February 1677/8. Even the February session had to be adjourned for one day. The attendance at the June session was better than at other seasons, but at no time was it really good. There were never more than five justices present, and it took four to constitute a court. There were no criminal cases before the Court at these sessions, and therefore none of them began with the old formula that bade the justices keep the peace and hear and determine "Diverse felonyes murders Transgressions and other misdeeds in the said Province Comitted" (*Archives* LXV, pp. 1, 8, 11, 16, 22, 30, 33, 43, 58). Crimes committed in the past figured in some damage suits. Of the cases heard and decided by the Court, the great majority were original: only five came up from a county court.

Two men served as clerk of the Provincial Court during these sessions. The clerk for part of the time was John Blomfeild, who had been in and out of the office more than once before. On February 13, 1677/8, Nicholas Painter was sworn in as clerk of the Court, and, almost simultaneously, Blomfeild was sworn in as an attorney before it (*post*, pp. 143-144). Like Blomfeild, Painter was also keeper of the lesser seal, and register and examiner in chancery (*post*, pp. 239, 311, 419). The clerk of the Provincial Court was paid, at this time, by fees for anything he did, fees the same as those received by the county clerks. If he wanted assistants, he appointed them and paid them himself. As far as his duties as clerk of the Court were concerned, he was responsible for keeping the records of its proceedings, either doing the work himself, or using his deputies. There are at least three different handwritings, of varying legibility, in the original liber. Like the other court clerks, he kept a minute book, from which later the official record was written out. Sometimes he was ordered to put into the minute book material that did not appear in the official record (*Archives* XX, 14). Often he did not enter cases into the record in the order in which they had been heard, and sometimes he grouped them according to the nature of the cases, several in which the defendant had nothing to say in bar of the plaintiff's action, then several more where there was a warrant issued for the arrest of the defendant, to which the sheriff returned that he could not find him in his bailiwick.

The clerk surely had latitude in making up the record from his minute books, but sometimes he abused his discretion and made careless mistakes. Two pages he numbered 540: in the following text the second has been numbered 540a.

A while back he went from page 297 to page 398 (*Archives* LXV, p. x). The case of John Thompson *v.* John Atkey came up from Calvert County on appeal "And the defendt' appearing by Robert Carville his Attorney And the said John Atkey not appearing to prosecute his writt of Error & Supersedeas a Procedendo is granted" (*post*, p. 178). But since it was Atkey who had obtained the writ of error, it was he who should have been named plaintiff in error before the Provincial Court. Sometimes he makes mistakes in names. In the first mention of Gittings's Administratrix *v.* Rhodes (*post*, p. 38), her name is given as Mary. Folio 332 of Liber NN shows that, unmistakably. But the administratrix of John Gittings was named Margaret; the record when the case came to trial (*post*, pp. 55-56 shows that, just as clearly, and the name is repeated five times. Again, the text on pages 24 and 99, *post* says plainly that Amiah Eagle was the administratrix of William Burges, William, not John. That use of William is the clerk's error. The case comes first to attention on page 433 of volume LXVI, where the dead Burges is John. When the case comes before the Court and is disposed of, John is the only Burges mentioned, so that it is reasonable to conclude that John is correct. Amiah's later husband is William Eagle: perhaps Clerk Painter confused him with the dead man and called Burges William too. Again, in the case of Robert Carville *v.* Abigail Wright, administratrix of Arthur, she is ordered to show cause why execution should not issue against the estate of Abigail Wright. Abigail, not Arthur (*post*, p. 223).

Many men appeared before the Court as attorneys, although only three were sworn in at this time: they were Nehemiah Blackiston, John Blomfeild who had been clerk of the Court, and William Crosse (*post*, pp. 1, 144). Twenty-two different attorneys appeared for clients or for themselves, but some of them had no more than one or two cases. Five or six attorneys took care of the bulk of the legal business. Attorney General Kenelm Cheseldyn appeared in some ninety cases for private clients, in addition to the ten or so in which he was a party, and to those he handled as attorney general. Robert Carville and Robert Ridgely each had more than a hundred cases, and each was a party in others. One attorney, George Parker of Calvert County, seems to have tried to collect the same judgment twice, but the Court stopped him. In April 1674, according to Sheriff Thomas Taillor of Dorchester County, Parker, during a session of the Court, said loudly and audibly that the sheriff had refused to serve some writs given him to serve. Such a charge as this, whether true or not, could bring the sheriff into disrepute and could lead to the forfeiture of his bond of office. Accordingly, Taillor sued Parker for 200,000 pounds of tobacco. When the case came to trial, Taillor did not appear to prosecute his case, and he was therefore nonsuited and Parker was given a judgment for 642 pounds of tobacco for his costs (*Archives* LXV, pp. 335-388). To collect his judgment, Parker got a *capias ad satisfaciendum* on which Taillor was duly brought into Court and had on execution issued against him. This was in 1674, but in December 1677, Parker again tried to get an execution for the same 642 pounds of tobacco. When his writ of *scire facias* came to trial, his opponent Taillor told the Court that both writs concerned the same judgment, and that

Parker ought not to have another execution. When the justices had examined Taillor's plea, they said that it was "sufficient to retard the said George Parker from having any other or further Execucon agt the said Tho: Taillor for the costs aforesaid Therefore . . . the said plaintiffe shall take nothing by his writ of scire facias but that the said Defend^t go thereof without day" (*post*, pp. 287-288). This time the costs were in favor of Taillor: he received a judgment for 888 pounds of tobacco.

Attorneys and the Court clerk, justices and the attorney general, even the chief justice himself, could, when they appeared before the Court, plead the "libertyes and privileges &c". What those privileges were is still uncertain, but, when the usual short phrase is expanded to the "Customes & Priviledges &c of the same Court", it can mean only that the pleader had them, not in his own right, but because he was an officer of the Court. To plead the liberties and privileges did not of itself ensure success, for an attorney and even one of the justices, being defendants, lost their cases (*Archives* LXVI, p. 457). The only thing common to all the cases when the plea was made is that the person making it appeared in proper person and not by attorney.

The county sheriff continued to be more important than he is now. He was much more the representative of the whole county than the county commissioners were. One of the justices of the Provincial Court, Thomas Taillor, was at the same time sheriff of Dorchester County, and another, Benjamin Rozer, though he was no longer a sheriff, had filled both offices from his appointment to the Court in April 1677 to September 1678, when William Chandler became sheriff. There are two cases in which a sheriff came into court as an attorney. Thomas Long, sheriff of Baltimore County, appeared, but he may have been an attorney in fact, rather than at law, and moreover his business before the Court concerned his work as sheriff (*post*, p. 285). Vincent Lowe, brother-in-law of the Proprietary and sheriff of Talbot County, who had long been practicing before the Court, was formally admitted to do so only on December 2, 1676 (*Archives* LXVI, 338). At this time, though he continued to be sheriff, he was attorney in a case before the Court, and his client received a judgment for more than 5000 pounds of tobacco (*post*, pp. 195-196). The old rule of English law, by which, when a sheriff was party to a suit, whether in his official capacity or as a private citizen, the coroner of the county did what the sheriff would normally have done, was put to use at this time (*post*, p. 430). In June 1678, Sheriff Jonathan Sibrey of Cecil County had returned a *cepi* in the case of Edward Pynn *v.* George Oldfeild and his wife Petronella, but Oldfeild did not appear in court. Accordingly it was "ordered that scire facias issue to the Coroner of Cecil County to be directed, that by good & lawfull men of the County aforesaid he make known to Jonathan Sibrey Sheriffe of the said County that he be here in October Court next, to shew cause if any he have, why judgem^t should not pass ag^t him" because of Oldfeild's failure to show up (*post*, p. 430). What adds a little to the human interest in this case is that Plaintiff Pynn was Sibrey's subsheriff. Sheriffs were indeed held strictly to account. More than once sheriffs who had not returned their writs were fined 2000 pounds of tobacco to his Lordship. This happened October 2, 1677 to

Darnall of Calvert, Chandler of Charles, and Lowe of Talbot, and it happened again June 11, 1678 to Tailor of Dorchester, Chandler of Charles, Darnall of Calvert, Long of Baltimore, Marsh of Kent and Welsh of Anne Arundel (*post*, pp. 47, 436). For Darnall and for Chandler this was a second offence. The Governor remitted Darnall's fine the first time but not the second. Sheriff Tailor of Dorchester was still a justice of the court that imposed the fines, but he does not appear to have been present at the time.

Because there were no criminal cases that came up now, there were no grand juries summoned, but petit or petty juries (both terms are correct) were called to settle upwards of thirty civil cases. Whenever one party to a suit put himself upon the country and the other party likewise, the Court ordered the sheriff of St. Mary's County (it was always that sheriff who was called on) to cause to come here twelve &c. And when they came, they were "impannelled summoned & Sworne to say the truth", or sometimes "elected tryed & sworne . . ." Besides the trial juries there were other kinds. If the Court felt that damages should be recovered but did not know how high they should be, the sheriff of St. Mary's would be ordered to summon a jury "diligently to Enquire what damages" had been sustained, and the verdict of that jury was always followed by the Court, even when the jury said no damages at all. On October 9, 1677, after a lengthy trial in the Court of Chancery (*Archives* LI, pp. 488-496) the defendant was ordered to pay the complainant such charges and damages as he the complainant had sustained by reason of the failure of the defendant to perform an agreement. A jury of enquiry of damages was ordered summoned, to go into the question and "what upon the said Juryes verdict shall appeare to be due unto the said Comp^t for Damages aforesaid the said Defend^t . . . is to pay the same to him accordingly." The sheriff summoned the customary twelve good and lawful men of his bailiwick as he was commanded to do, and they, being sworn to say that the truth in the premisses "upon their Oaths do say that the said Thomas Sprigg [complainant] hath not sustained Any charges or damages by occasion of the premisses Therefore it is considered by the Court here that the said [defendant] Thomas Trueman goe thereof without day". The Court said damages: the jury said no damages, and the defendant went free (*post*, pp. 415-416).

Juries were often summoned in land cases. The Court directed the deputy surveyor of the county in which the disputed land lay to go upon it with the sheriff and twelve honest and legal men of the neighborhood, and to resurvey the property, that the Court, being fully informed, might do as to justice should appertain. After the resurvey, the deputy surveyor returned a plot and certificate, signed by all hands, and that was the end of the dispute. Either the defendant confessed judgment or the plaintiff refused to prosecute and was accordingly nonsuited. In only one case did the Court need to exercise its wisdom. In the case of Daniel Cuningham & *ux.* v. Richard Edwards & *ux.*, after the making of the plot and certificate, the parties asked the judgment of the Court. The justices after study and examination, ordered that the parties hold their several tracts of land according to the certificate and plot and that each party bear his own charges (*post*, pp. 449-452).

Whatever the nature of the jury, the quality of the jurymen was no higher than it had been. Many could not write their own names, yet they were chosen again and again to serve. John Tenison (or Tennison) made his mark to sign a jury verdict in September 1677, and he served on two more juries after that (*post*, pp. 63, 324, 417). Of a jury summoned in May 1677 to partition land, nine of the twelve were marksman (*post*, p. 104). To be sure, none of the persons summoned or jury service were drunk or in jail when they should have been serving (*Archives* LXV, pp. 50, 225). Yet the marksmen doing jury service were not below the average of the population. In cases where women had to sign documents, most of them made their marks, and the signatures of men who wrote their names make it probable that they could write very little more. Illiteracy was no bar to office-holding. "Edward[Turner] being an illiterate person" but nonetheless "constituted Constable of the said Hundred [of St. Clements]", was fined 500 pounds of tobacco for not setting up in the St. Mary's County court house a fair list of all the tithables of his hundred according to act of Assembly (*Archives* II, 538-539. Edward petitioned the Governor and council for a remission of his fine because he was wholly ignorant of the law, and he had delivered a list to the sheriff. Ignorance of the law does not excuse anyone from what he is presumed to know, but the Governor was willing to presume that Constable Turner did not need to know. He had the Provincial Court order the justices of St. Mary's to stop trying to collect the fine, but there was no effort to remove Turner. For the future, though, the person swearing in a constable was to tell him about the law, and so leave him without Turner's excuse (*post*, p. 90).

Although most of the cases heard now, as in the past, were original, a handful did come up on appeal or on writ of error and supersedeas. Strictly, on an appeal, the higher court examined both the law and the facts, and tried the case as if it had not been tried before; on writ of error the court did not go into the facts at all, and concerned itself with the law only. In the late seventeenth century in the Province of Maryland at least, the Provincial Court was not at all nice in observing this difference. February 23, 1677/8 the case of Clayland *v.* Barnes came up in the higher court "upon an Appeale from Talbot County Court, & the plaintiffe not appearing to prosecute upon the Writt of Error & Supersedeas, a procedendo is awarded (*post*, p. 206). The same thing happened and the same words were used in the case of John Thompson *v.* John Atkey (*post*, p. 178). In this case there is a careless mistake that must be blamed on the clerk of the Provincial Court, Nicholas Painter. Atkey it was who got the writ of error and supersedeas, and therefore, though he had been defendant in the county court, he was now plaintiff in error, and he should have been so designated in the Provincial Court record. Instead, here is Painter's entry:

"John Thompson
ag^t
John Atkey

This cause being upon an Appeale from the County Court of Calvert County And the defend^t appearing by Robert Carville his Attorney And the said John Atkey not appearing to prosecute his writt of Error & Supersedeas a Procedendo is granted".

In the Anne Arundel County court, Samuel Bagbey brought action of trover and conversion against Thomas Smithwick for a gun. In the lower Court, Bagbey was nonsuited, but he appealed to the Provincial Court, and, on giving security to prosecute, he had his appeal allowed. Samuel had a gun "about five foot by the barrell marked with N: B: with a brasse plate about the Stock of the Said Gunn of the value of foure hundred pounds of tobacco as of his owne proper goods". On October 20, 1675, "Colonell Samuuell Chew did impresse [the gun] for the service of the Country against the Indians and [it] was casually lost. . . ." Several months Thomas Smithwick found it, and he refused to return it to Bagbey. On the appeal, the owner sued the finder, the finder pleaded not guilty, and both parties put themselves "upon the judgment of the Court. . . ." After the trial, the Court granted that "the said Samuel Bagbey recover against the Said Thomas Smithwick the Gunn aforesaid or three hundred pounds of tobacco damages . . . together with One Thousand ninty & Eight pounds of tobacco Costs of Suite." (*post*, p. 22).

In the case of Moy's Executors *v.* Philip Burges, the executors of Elizabeth Moy who had been executrix of her husband Richard, sued Philip Burges in Calvert County court on a bill for 820 pounds of tobacco. Burges pleaded *non est factum*, and the lower court held that the bill was not sufficiently proven, and ordered a nonsuit against the executors. They appealed to the Provincial Court, and the Court issued a *capias* to the Calvert County sheriff to produce Burges before them on June 19, 1677. On that day, Sheriff Darnall returned that Burges could not be found in his bailiwick, and on June 23, Robert Carville, one of the executors, asked the Court to declare that the bill was proven. The Court ruled that the evidence was good. In October, Carville laid the opinion of the Provincial Court before the Calvert County court and asked that the executors have judgment for the debt and for their costs. This the lower court refused to do, but when this refusal was made known to the Provincial Court, they granted the executors the debt, and 854 pounds of tobacco more, for their costs (*post*, pp. 107-108).

Sometimes when a case was appealed from a county court, the Provincial Court did no more than send it back. By a *procedendo*, it ordered the case back to the county court for retrial. This happened three times in these sessions, and in all three cases, one or the other of the parties failed to appear. In the Cecil County case of Young *v.* Hyland, or Highland, Defendant Hyland failed to appear, and the Court had patience enough to warn his lawyer, before issuing the writ (*post*, p. 140). In Thompson *v.* Atkey (*post*, p. 178) and in Clayland *v.* Parnes (*post*, p. 206), the *procedendo* was granted now.

The case that appears in these proceedings as Peca *v.* Stockett was a long time in getting settled. Robert Peca and Henry Stockett were both persistent. In 1675, Peca had a tenant, Thomas Knighton. Knighton gave to Col. Samuel Chew his note for 2400 pounds of tobacco on Peca's account for rent, and Col. Chew gave a receipt for 1800 pounds (*post*, p. 146). Thomas Taillor got from the Anne Arundel County court a writ of *feri facias* against Knighton for 2400 pounds of tobacco. Henry Stockett, then sheriff of Anne Arundel, went to Knighton's tobacco house on Herring Creek and levied by way of execution

about 1200 pounds of tobacco in bulk, and almost five rooms of tobacco hanging, in all about 2600 pounds (*post*, p. 344). The Sheriff marked the house "with the broad arrow (according to the usual custome of this Province of Maryland) which hath hitherto bin . . . a good & legall seizure upon Execucions". February 16, 1675/6, a few days after the seizure, Peca, Knighton's landlord, seized the tobacco, though he knew it was already marked with the broad arrow, and took it away where Sheriff Stockett could not find it. For this, Stockett sued Peca for 2909 pounds of tobacco. Tenant Knighton said that Peca seized it before the execution by the sheriff, for rent due him from Knighton, that he marked it, that Col. Chew came later and marked it, and that then the Sheriff put the broad arrow on it. After the hanging tobacco had seasoned, Peca stripped it and packed it into hogsheads, and Col. Chew sent his son and some seamen and fetched it away (*post*, p. 45). Chew was a member of the Council, and therefore chief judge of the Anne Arundel County court when he was present. Peca was arrested, at Stockett's suit, by the sheriff, now John Welsh. Four times the case was continued, and on October 17, 1676 it came to trial in the country court. Both parties appeared, and the jury, summoned and sworn, heard the testimony and found for Plaintiff Stockett. Peca was ordered to pay him 2600 pounds of tobacco and costs. Immediately as such things went at that day, Peca got from the Chancellor a writ of error to have the proceedings in the lower court sent up to the Provincial Court. The case came up in the higher court on February 3, 1676/7. Peca assigned thirteen errors, and asked that because of them the judgment for Stockett be revoked. Stockett imparled until the next court (*post*, p. 349). Meantime, on April 26, 1677, the Provincial Court, at Stockett's instigation, declared that Peca had not given the necessary security to pay the judgment, and, for that, it issued a *procedendo* to the Anne Arundel County court. On June 19, 1677, Peca produced to the Provincial Court a certificate from the lower court that he had given bond to pay Stockett 7000 pounds of tobacco if he [Peca] did not prosecute a writ of error he had sued out against the October 17, 1676 judgment, and he was then discharged from the judgment and from the *procedendo* (*Archives* LXVI, p. 436). Four months later, October 9, 1677, the Provincial Court ordered that Peca have a writ of restitution, and that Stockett answer the errors next December court (*post*, p. 141). Next December the Court was adjourned until February 1677/8. February 23, 1677/8, Peca *v.* Stockett was continued until next court (*post*, p. 209). Next court was held on April 9, 1678, and defendant Stockett imparled (*post*, p. 239). Now the next court was held from June 11 until June 18, 1678. On June 15 both parties appeared by their attorneys. George Parker said for Stockett that there were no errors in the rendering of the judgment; and both parties prayed that the Court "doe proceed as well to the examination of the Record & process as to the aforesaid matter for Errors assigned . . . (*post*, p. 350). The Court had not yet made up their minds, so three days time was given to the parties. June 18, 1678, the Court said that the rendering of the judgment was "manifestly erronious" and that it was to be "revoaked adnulled & altogether held for nothing And that the said Robert Peca unto all things which he by occa-

sion of the judgem^t aforesaid hath lost be restored," (*post*, p. 350). At once Stockett asked and got a writ of error and *supersedeas* to have his case argued before the Upper House, of which all the justices of the Provincial Court were members, and he gave security to prosecute (*post*, p. 354). The Chancellor ordered that the writ of error be stopped until Peca or his attorney be heard (*Archives* LI, pp. 278-280) and until Stockett gave better security. The record does not show that this was ever done. There was no session of Assembly from June 15, 1676 until October 20, 1676 or from November 15, 1678 until August 16, 1681 (*Archives* VII, p. 109). The idea of the Upper House of Assembly sitting also as a court did not seem strange to the seventeenth-century Englishmen who were in charge of the government of the Province, even when some of the members of the Upper House were also judges of the Provincial Court. August 26, 1681, ten days after the Assembly began to sit again, Stockett presented to the Upper House a Petition for the confirmation of the judgment he had had against Peca on October 17, 1676, and for the quashing of all judgments Peca had obtained against him. To this petition his Lordship, then in the Province, said "*fiat justitia*". November 28, 1681 Peca's attorney, Robert Carville, assented to the writ of error (*Archives* VII, pp. 127-128, 244). That assent implies that more was to come, but, if it did, it is not set forth in these records.

The case of Howell's Executors *v.* George Wells, which arose in Cecil County, was similar to that of Peca *v.* Stockett, but it did not take so long to decide. It came to the Provincial Court on writ of error and *certiorari*, and when the executors had filed their errors, defendant Wells appeared on April 28, 1677 by his attorney, and the case was ordered to come to trial next court (*Archives* LXVI, p. 489). At the next court after April 1677, the one that met on June 19, 1677, it was continued (*post*, p. 39) until October court; October 5, 1677 it was continued until December; December court was adjourned until February 12, 1677/8; February 22 the case was continued until April (*post*, p. 179); April 11, 1678 the case was again continued until next court. On June 17, 1678 the case came to trial. Wells had said that Capt. Thomas Howell, father of John and Nathaniel, owed him 2267 pounds of tobacco (of which 30 pounds was for pills, 60 pounds for a "pectorall Julip" and 40 pounds for one cordial), and the county court had ordered that the debt be paid out of Howell's estate. The sons said that they had not been summoned to the Cecil County court, and that therefore the trial there was extra-judicial and illegal. They said furthermore that when they were not summoned and given a chance to defend themselves, they were condemned unheard "which is expressly ag^t the twenty eighth Chapter of the Statute of Magna Charta" (*post*, p. 353). As to the account Wells had presented, it had not been proven in any way, to that he was in the position of being his own carver, of deciding for himself what his portion should be. Howell's executors therefore asked that the judgment be revoked and that they be restored to what they had lost. At the June 1678 trial, the Court listened to what both sides had to say, and "considered that the judgem^t aforesaid be revoaked adnulled & altogether held for nothing And that the said John Howell & Nathaniell Howell unto all things

which they as Exr^s . . . have lost be restored—& also y^t they recover agt the said Geo: Wells two thousand three hundred sixty nine pds tob costs" (*post*, p. 354). Stockett did not stop when the Provincial Court revoked the judgment in his favor: perhaps George Wells did not give up, either. But if he did persist, nothing further is known now.

IMPORTANT CIVIL CASES

Only civil cases were heard at this time, and of them there were hundreds. Pages and pages of them have but one not very enlightening entry; they were continued or discontinued, the defendant imparles until a later court, or the parties were able to settle the dispute by agreement (see *post*, pp. 36-42, 47-50, 146-151, 273-279, 426-430). Aside from these (and some of them appear later in another form), there are hundreds that have in them something to interest the modern lawyer or the sociologist, or the irreverent descendant of the old worthies. Many of them deserve comment or explanation, and all of them deserve reading. Most of them arose out of some form of debt, whether the obligation that gave rise to it was written or unwritten. In a hundred and thirty-three cases the plaintiff produced in court a writing obligatory sealed with the seal of the defendant, and asserted that he had not been able to collect the tobacco called for in the bond. The payment is always in terms of tobacco: at this time there is not one bond or writing obligatory that called for the payment of sterling, and in some of these cases where a debt is reckoned in terms of sterling, it is paid off in tobacco (*post*, pp. 169-170, 257-258).

Land matters also took up much of the time of the Court. The Land Office was not yet separated from the Provincial Court, and therefore the land records were still kept in the Secretary's office, along with all the other records of the Province (*post*, pp. 88-89, 346), and the same clerk took care of them all. In past years, indentures for the sale of land were often put into the Provincial Court record, not because there was controversy about them, but solely for safety's sake: this year there are none inserted in this way, though the record in some of the cases of ejectment may recite the indenture on which the suit is based. There are no cases of the escheat of land to the Proprietary. But there are more than twenty cases of ejectment, largely of ejectment to try title. All of them are interesting, but not all of them can be told about here. In the case of Charles Boteler *v.* George Lockier, Boteler was the lessee of Thomas Clegatt and Mary Hooper Clegatt his wife. Mary was the mother and guardian of Sarah and Ellinor Hooper who were heirs of their fathers, Richard Hooper deceased. Lockier, the casual ejector, was replaced as defendant by Henry Hooper, to try title to a messuage and five hundred and fifty acres of Calvert County land. William Traverse, Hooper's tenant in possession, was served with a declaration in ejectment, and Hooper appeared and got a continuance until the next court (*Archives* LXVI, p. 491). Now, at the October court, Clegatt and his wife appeared but Hooper "came not but made default". Accordingly, Clegatt received a writ of *habere facias possessionem* which would restore to the Hooper girls the messuage and the land (*post*, p. 115). The same steps were taken in the case of Thomas Gerard *v.* John Lewellin (*post*, pp.

305-306); John ffawkes *v.* John Evans (*post*, pp. 306-307); John Wade *v.* John Slye (*post*, pp. 358-360); David Jones *v.* Anthony Demondadeer (*post*, pp. 424-425) and in Taylor *v.* Stanley (*post*, p. 114).

Sometimes the Court, before trying a case of ejectment to try title, ordered a survey with plot and certificate. On April 25, 1677, Thomas Jones of Somerset County leased to William Taylor a messuage with a thousand acres, called "Naseworthys Choice", lying on Manokin River. A few days later, May 1, 1677, William Layton, also of Somerset, entered into the property and ejected Taylor. Whereupon Taylor sued Layton for £10 sterling (*post*, 368-369). At the hearing on October 8, 1677, the Court proclaimed the usual rule: unless the tenant in possession or he under whom he claimed, appeared and made himself defendant, and, having confessed lease, entry and ejectment, insisted only on title, the defendant in the declaration, William Layton, would confess judgment, and the plaintiff Taylor would recover possession. In that case Jones who had leased to Taylor would have a good title. Two neighboring land-owners, Andrew Whittington and Richard Chambers, were in this way, substituted for Layton. Francis Jenkins, deputy surveyor for Somerset, was ordered by the Court to lay out the land according to the old boundaries, and Sheriff Thomas Walker was ordered to summon a jury on the land, which should hear testimony and direct the surveyor in his work. On February 23, 1677/8, the surveyor returned that he had resurveyed and laid out the land on February 5, and that it contained five hundred and fifty-three acres more or less. He and the sheriff and the jury said that "Naseworthys Choice" did not touch or run foul of the lands of Chambers or of Whittington. Of the jury signing the report, three were marksmen (*post*, pp. 369-370). On the day the report was made to the Court, February 23, the plaintiff, William Taylor, by his attorney moved the Court that the order under which the resurvey had been made had been obtained by the defendant in the absence of the plaintiff, and that thus the plaintiff in a real action had been concluded unheard, which was contrary to law. Accordingly, Attorney Ridgely for Taylor moved that the order and the survey be set aside and a new survey be awarded. The Court heard both sides, and after consideration, adjudged that the order had indeed been surreptitiously obtained, and struck out all proceedings under it (*post*, 232-233, 71). Surveyor Jenkins was again ordered to make a survey, Sheriff Walker to summon a jury on the land. Again the surveyor and the sheriff and the jury did as they were ordered to do. This second time there were only four hundred and seventy acres. Four marksmen signed this report. At the hearing on June 15, 1678, Jones by his attorney refused to make any further prosecution, and a nonsuit was awarded against him. Whittington and Chambers, the two defendants, each received 836 pounds of tobacco against Thomas Jones for their costs, and Jones was in mercy for his false claim.

The suit of Edward Ball against Bernard Johnson was a case of ejectment to try a title which had been in dispute for six years or more. Thomas Letchworth, once member of the Assembly for Calvert County, and for several years one of the commissioners or justices for the County (*Archives* I, 460; *ibid.* II, 424, 521, 539), died some time in 1667. He left a widow Elizabeth, and a

son or sons. He left no will, for his widow was appointed administratrix of his property and guardian of his heir. Part of the land he left was two thousand or more acres on Patuxent River, known as Brooke Court Manor or Aquasco, and it was this Brooke Court Manor that caused Mrs. Letchworth so much delay and trouble. When, after her husband's death, she went up river to it, she found it occupied by Bernard Johnson, a Dutch or German cooper. She warned Johnson off the land, which he claimed to have bought from John Abington. He did not leave, so she went there again, about 1673 (*post*, p. 423), and took witnesses with her. She summoned Johnson to the house of William Mills, and there, before two witnesses, forwarned him off the land on which he lived, "that you may goe now p^rsently off from itt." According to the testimony of one witness, Johnson delivered possession to Mrs. Letchworth, became her tenant for it, and agreed to pay her rent and to plant some trees on it. This may or may not be the fact, but Johnson continued to trouble her about the land (for more light on Johnson's tenacity, see *Johnson v. Abington*, *Archives* LI, 521-526; *ibid.* LXVI, 389, 452). For that reason, she decided to get a settlement of the matter by the Provincial Court. October 6, 1677, she leased the land of which she had title but no possession, to Edward Ball, Calvert County planter. By virtue of the lease "the said Edward unto the said Manno^r Messuage & p^rmisses aforesaid entred & was in possession thereof", when, on November 1, 1677, Bernard Johnson "into the said Manno^r Messuage & p^rmisses . . . entred, & him from his possessions thereof did eject & other harmes to him did". For that damage to him and to the peace of the Proprietary, Ball sued Johnson for 20,000 pounds of tobacco. Johnson appeared by his attorney Christopher Rousby, and asked for and got a continuance until next court. When, on June 18, 1678, the Court met again, Ball appeared by his attorney, Robert Carville, "& offered himself agt the said Bernard Johnson in the plea aforesaid but the said Bernard although solemnly called came not but made default. . . ." Then the Court restored to Ball the manor, messuage and land for the term of his demise. It awarded him damages also, but because it did not know the amount of the damage done, it gave him a writ of enquiry of damages, returnable next court. A look ahead into the proceedings of the next court shows (*liber* NN, ff. 727-728) that the sheriff of Calvert County reported on October 8, 1678, that he had given to Mrs. Letchworth quiet and lawful possession of the disputed land. However, her attorney, Robert Carville, reported to the Court that same day that Johnson had forcibly reentered the land and had kept possession of the messuage and of the dwelling house. The Court ordered, October 14, 1678, that "any two of the Commissioners of the said County who live neer unto the said land by force compell & turn the said Bernard Johnson from off the said land, & repossess the said Elizabeth of the said land & Messuages according to law." Later, on March 12, 1678/9 the jury summoned to enquire into the damages due to Edward Ball, Mrs. Letchworth's lessee, because of the acts of Johnson, met according to summons, and set the amount at 2500 pounds of tobacco, with costs of 1942 pounds (*liber* NN, ff. 812-813). In June 1679, Johnson appeared in court and when Col. Henry Darnall consented that the judgment for 2500 pounds of

tobacco damages should pass against him, Johnson was discharged from it (*ibid.*, f. 880). Lieut. Col. Henry Darnall was a member of the Council of the Province, a commissioner of Calvert County and chief judge of the county court when he was present, and he had been sheriff of the county until March 16, 1679. Why he was willing to assume the judgment passed against Johnson is not known: he had not previously appeared in connection with this case.

When, sometime in 1676, John Pott of Calvert County died, he left a daughter Bridget and a wife Hannah. Whether Hannah was the mother of Bridget is not known. As to property, he left a tract of land known as Mt. Pleasant, and in his will he gave 200 acres of it to daughter Bridget and the remainder to his wife for her life. Widow Hannah promptly married Richard Edwards, and daughter Bridget married Daniel Cunningham. Because it was not possible to draw the line amicably, Cunningham demised his wife's part of the land to Ninian Beall for three years. On the same day on which Beall entered into the land by virtue of his lease, James More also entered and ejected the new leaseholder. Whereupon Beall sued More for 40,000 pounds of tobacco. On October 8, 1677, the Court, in the usual way, ordered that Edwards and his wife, who had been Hannah Pott, be admitted defendants, and ordered also that there be a survey made, with a plot and certificate. On February 14, 1677/8 Charles Boteler, surveyor for Calvert County, told the Court that he had gone upon the land as he was ordered to do, and that he "could not finde any bounded or lined tree of the same land or other known marke to begin the Survey upon, so that the same land I could not Resurvey nor the lines thereof runn out as by the same order I was comanded.". At the suggestion of Christopher Rousby, Cunningham's attorney, made in the presence of George Parker, Edwards's attorney, the Court ordered Surveyor Boteler, "to lay out that tract of land which lyes next above the land in question formerly Surveyed for John Pott before the tract in question [Mt. Pleasant] was Surveyed, that the bounds of the land in question may be found out" and so that the Court could do "what to Justice shall appertaine" (*post*, 234-236). June 11, 1678 Boteler made his second return. By running one line he had been able to find the beginning point for Mt. Pleasant, and to lay out its courses. He said that the northern part contained 200 acres, which is the amount John Pott had given his daughter, and that it included fifteen acres of cleared land now occupied by Edwards, but that it did not include any of the houses belonging to Mt. Pleasant. The Court ordered that the parties hold their tracts of land according to Boteler's plot, and that each party pay his own charges (*post*, pp. 449-452). In some of these land cases the phrase "as to Justice apperteineth", is not used, but it seems clear that the Court, in considering all of them, was moved by that equitable desire.

SERVANTS

In the Province of Maryland in the late seventeenth century, as indeed, in the English-speaking world generally, servants were sometimes people, to be protected or prosecuted as the case might be, sometimes property, to be bought or sold, as boats or animals or pewter chamber pots were. People were servants

by indenture or by bond, or by bargains more or less freely made. Many were servants by the custom of the country: the country was, of course, Maryland. The custom of the country included all master-and-servant relations, and it was important and binding even before it was reduced to statute. As in other years, most of the cases involving servants came up in the county courts, and were settled there. But the Provincial Court could and did hear such cases, even when, in terms of pounds of tobacco, the amount at issue was small. There were several petitions for freedom. Since servants had not the capacity to bring suit (*Archives* LXV, p. 279), they had to proceed by way of petition, and their requests seem to have been as well received as were lawsuits proper. On June 20, 1677, Edward Compton of Calvert County said that he had come into the Province in 1668 as an indentured servant for six years, that he had served his time, and had also served some time as penalty for "absent[ing] himself from his service". His master, Beckwith, had died, and the overseer, Alexander Younger (see *Archives* LXVI, xix-xx, 404, 471; *post*, pp. 88-89, for another unsavory episode in which Younger had figured), had inflicted on him "extremity of Corporall punishment which the . . . Propy had remitted & pardoned" so that he thought he ought to have been free since last May. The Court, having heard the reading of the petition, judged that "the petitioner is free & that the administrator allow the Petitioner for the time he hath Overseerved, with his Corne & cloathes according to Act of Assembly." (*Archives* II, p. 524; *post*, p. 25). The justice of the Provincial Court was even-handed. When Thomas Windoe petitioned the Court that, having been sold to Mark Cordea for four years, he had run away for ten days "for which he received corporall punishm^t to the number of twenty stripes, that his tyme of servitude is expired," he asked relief according to justice. The Court ordered that he serve Cordea for a hundred days for his ten days absence (*Archives* II, p. 524), and that he pay his master 360 pounds of tobacco for the expense Cordea had gone to, in getting him back. But it was also ordered "that the said Marke Cordea pay to to the said Thomas Windoe his freedome corne & cloathes" (*Archives* I, pp. 352-353; *post*, p. 227). Christopher Williamson and Elizabeth Royall, 'both now Servants unto Robert Graham' believed they should be free, but the indentures they once had had were lost and gone. Capt. Robert Crossman made oath before Secretary William Calvert that they had come over with him in the good ship *Antelope* of Liverpoole on June 30, 1674, and that George Mackall, now dead, had bought them from him for four years. "Which being read & heard, Itt is the opinion of the Court here this day to witt the thirteenth day of June . . . 1678, that the said Christopher Williamson & Elizabeth Royall are free." (*post*, p. 420).

According to the Act of Assembly of 1666, which governed conditions in 1678, "every Master Mistress or dame or trustee . . . owning or keeping any such Serv^t. as a foresaid whether by vertue of transportaon purchase or otherwise shall within six months after the Receiving such serv^t . . . bring the sd Serv^t into their Respective County Court where they doe inhabite", and the courts were "to judge & determine of the age of such Servants [*sic*] soe brought and cause the same to be entered vpon Record" (*Archives* II, p. 147). Nothing is said in the statute about the determination of servants' ages by the Provincial

Court, but in other years the Court often did lend itself to such problems (*Archives* LVII, pp. 167, 169, 172, 199, 232 242, 302), and often it heard and determined several of them at one time. In 1677, it even went so far as to put on record a ruling "that Servants under Age may be adjudged here what age they are of, aswell as in the County Courts." (*Archives* LXVI, p. 475), and it went on to decide several such questions then and there. At this time there is but one case of the determination of the age of a servant, when "Wm Price Servant to the Hon^{ble} Thomas Notley [was] judged to be Seventeen yeares of age when he arrived in this Province. & Ordered that the said Wm Price Served his said Master att the expiracon of his tyme of servitude by custome of this Country & thirty dayes for unlawfully absenting himselfe & runing away from his said Masters service twenty three dayes by his owne confession att ten dayes p one according to Act of Assembly" (*post*, p. 446). Master Notley was, of course, governor and chief justice of the Province at this time.

Sometimes persons not servants made bargains to serve, either by bond or by agreement not written. William Worgan employed Thomas Gilbert to keep his books, and agreed to pay him at the rate of 3500 pounds of tobacco per annum. Gilbert said that he did so serve Worgan from July to November 1676, but that Worgan refused to pay the 1170 pounds due. Gilbert sued, and the case went to a jury, which awarded him most of what he sued for (*post*, pp. 259-260). In another case, Morgan Jones, Dorchester County tanner and clerk, bound himself to William Kent in the sum of 5448 pounds of tobacco. The condition of the bond was unusual. If Jones paid Kent 2734 pounds of tobacco, or gave security to pay it, the bond was cancelled. If he did not do so, "the said Morgan Jones shall become Servant to the said Wm Kent . . . for the terme of two whole yeares without fraud or further delay" (*post*, p. 324). When Jones neither paid nor served, Kent sued. At the trial the issue was joined. Jones said that at the time he made the bond, he was detained in prison by Kent, and that he had made it only to escape from imprisonment. Kent said that Jones was not thus imprisoned by him, that he was at large, and that he had made the writing obligatory "of his own meer spantaneous will . . . and not by force" (*post*, p. 324). The jury agreed with defendant Jones, and later Jones acknowledged satisfaction of the judgment. This case is similar to one of 1649, in which Hannah Mathews agreed either to pay Governor Thomas Greene a thousand pounds of tobacco and cask and three barrels of good corn, or, in default of that, to serve him for the two and three quarter years called for in her indenture (*Archives* IV, p. 464). In 1659, Walter Ges bound himself to Richard Trew, boatwright, to pay 2000 pounds of tobacco, or, in default of payment, to serve him for one year "in all such services and employments as hee or they [Trew's assigns or executors] shal imploy him in according to the Custome of the Contrie" (*Archives* LIII, p. 62). The Charles County court ordered Ges to pay a total of almost 2900 pounds of tobacco. Whether these two earlier defendants did in fact give the promised servitude is not known, but at least the arrangement, though unusual, was not unheard of.

The Court had also to determine cases in which a man, or a woman claimed that he or she was not a servant at all, though held to servitude. James Dis-

borow, who was, in fact, a servant to Peter Archer of Calvert County, petitioned the Court that he had come into the Province through an agreement between his father and Charles Gosprit of London. James was to be an assistant to Mr. Gosprit's son in Maryland, and he was presumably to learn the business. Father Disborow had paid his son's passage and had provided him with food for the voyage, but when James arrived in the Province, he had been disposed of as a servant. John Harris, master of the *Dover*, on which young Disborow had come in, was summoned to appear and testify whether the boy was a servant or not, and the vessel was not to be cleared for sailing until he had done so (*post*, p. 26). Nothing more is heard of this case now.

Even when the Court accepted the fact that someone was a servant it might and often did consider his wellbeing. Many Marylanders had themselves been servants in their day. On November 28, 1676, Mary Jones, wife of Morgan Jones, asked for and got an order protecting her against her husband's ill usage. Now, on February 13, 1677/8, she reported to the Court that he had refused to obey the order and had forced her from the plantation on which they lived, a plantation which she said had come to her from the father of her child. The Court now ordered that Morgan give good security to abide by the order, but it ordered also "that the peticonr Mary give good security to this Court that she shall not cripple maim or lame ffrancis Brown who was allowed by the aforesaid order to fetch her wood & water" (*post*, p. 226; *Archives* LXVI, p. 315). Did the Court think that Mary was of the same cruel sort as her husband? Nor was Francis Browne the only servant for whom the Court showed consideration. June 13, 1678, Thomas Bland petitioned the Court that Edward Dorsey had entered his dwelling plantation and had taken away three of his servants. One of the three, John Booth, ran away from Dorsey and drowned himself. Another, a maidservant named only Alice, "was by the said Dorseys misusage brought to a dangerous sicknes", and when she was "in her extremity of sicknes", Dorsey told Bland to come and take her away "which he refused to doe." Apparently Dorsey recognized Bland's right to the servant, but when Bland refused to take her away, Dorsey got a warrant from Richard Hill, one of the Anne Arundel County justices, and had Bland imprisoned in "the said Justices house then & still a publick Ordinary" for five days. There was already bad blood between Bland and Hill (*Archives* LXVI, pp. xxiv, 396-397) and between Bland and Dorsey (*ibid.*, pp. 421-422). Bland was not set free from the ordinary-and-jail until he signed a recognizance for 10,000 pounds of tobacco to behave well toward the servant Alice, to carry her away from Dorsey's house, and to leave Justice Hill harmless. Bland now asked the Court to discharge him from the recognizance, and it was "Ordered by the Court here that the aforsaid Recognizance be Cancelled & made void." (*Archives* LXVI, pp. 114, 421; *post*, pp. 420-421). No one knows what happened to Alice.

In spite of the cruelty of Dorsey, and the suspected cruelty of Mrs. Morgan Jones, there were few cases now comparable to those of former years. John Grammer (*Archives* XLIX, pp. 307-312), and Captain and Mrs. Bradnox (*Archives* LIV, pp. 224-226) were all dead; Pope Alvey, though alive (and litigious) no longer appears charged with stealing or with murdering his serv-

ant woman (*Archives* XLIX, pp. 538-545; 234-5; *ibid.* LI, pp. 121-128). Not all masters or overseers were cruel and heartless to their servants. Sometimes they treated them fairly, and even took care of them when they were ill. Richard Carter of Talbot County, gentleman, going out of the Province, left Peter Dennis of the same county, planter, to manage his estate. Peter agreed with one of the servants, Francis Story, to give him a share of a corn and tobacco crop for his labor. This was in itself more than usually considerate. More than that, when the servant fell ill, manager Peter called a physician for him. Francis had a "Virulent coroded Ulcer in his legg, & another in his arm & a complicated distemper regnant in his body, which afforded a certaine malevolent & Venomous humour to feed the said ulcerous sores And the said Peter . . . knowing the said Charles [Howell] to be a Chirurgion, & to use & practice the same art of a Chirurgion in Talbott County aforesaid in consideracon that the said Charles him the said ffrancis would attend & the sores of him the said ffrancis would dress & endeavour to heale & cure, & to the same would apply such meanes druggs Unguents Emplaisters & remedies for the cureing of the said sores & distemper as to him the said Charles should seem meet, & giving the said ffrancis due attendance for administring of the same" promised to pay Doctor Charles "what for the same he should reasonably deserve". The doctor looked after the sick servant from June 1676 to January 1677. The inward distemper he cured and the sores in arm and leg he cured, too, so that Francis could take care of the crop as he was supposed to do. Howell submitted to the Court a particular of the "meanes druggs Unguents Emplaisters Phisick skill cuning & attendance" he had used; and he said he deserved 3000 pounds of tobacco, but, he said, Peter had refused to pay him. When, on April 12, 1678, the case came to trial, Howell appeared but Peter Dennis came not but made default. Thereupon the Court gave Howell the tobacco he asked as damages, and gave him also 544 pounds for his costs. But the boy Francis had been cured (*post*, 42, 135, 181, 294-295).

Servants were people; they were also property, treated like any other part of a man's personal estate. Richard Perry was said to have received from Jarvis Ballard one barrel of mackerel, six barrels of salt, eleven barrels of molasses, ninety-six gallons of rum and one man-servant (*post*, p. 178). Garret Van Sweringen bought from Casper Herman a grey gelding, for which he agreed to pay 2600 pounds of tobacco. When Van Sweringen did not pay, Herman sued, and the Court gave him the 2600 pounds (*post*, pp. 408-409). In exactly the same way, Eliza Greene sold a servant woman, Eliza Martindale, to Dennis Sulevant for 800 pounds of tobacco, with a warrant that the woman would serve him for eighteen months. Six months later, the chancellor freed her from Sulevant's service, though he had paid the tobacco. Greene had warranted the servant woman's time for eighteen months but she refused to make good when the chancellor found the woman free. So Sulevant sued Mrs. Greene. When, on April 10, 1678, the case came to trial, the defendant pleaded not guilty, but the plaintiff said he would make no further prosecution. For this he was nonsuited, and Eliza Greene recovered against him her costs of 1007 pounds of tobacco (*post*, pp. 296-299).

William Dare sued John Brooke, chirurgon, administrator of William Worgan, for 8000 pounds of tobacco on a bond. The condition of the bond was the delivery of 20,000 pipe staves "all of them every way good & fitt & proper for the Barbados trade" (*post*, pp. 258-259), and the Court said Dare should recover the 8000 pounds debt against Worgan's estate. Pope Alvey sued John Jordaine for 2000 pounds of tobacco on a bond for the delivery of 800 feet of good popular plank, but in court, Alvey came not to prosecute, and Jordaine was given an undetermined amount for his costs (*post*, pp. 161-162). In the same way, John Paler sued Thomas Robinson for 4000 pounds of tobacco which he said Robinson owed and unjustly detained. The condition of the writing obligatory was "such that if the above bounden his Ex^{rs} or Admrs or assigns doe buy & deliver unto the said John Paler one new hand man Servant betwixt seventeen & twenty three yeares being a healthfull & sound hand within fifteen or twenty dayes after arrival of the first Shipp in Wiccocomico River in the County aforesaid with Servants in her to be sold, that then this prsent obligacon to be void & of none effect Or else to remaine in full power force & vertue". Paler did not get his man servant, and thereupon he sued Thompson. Thompson tried to bring in a third party, but Paler denied that he was acting in trust for anyone else, and claimed that the bill was upon a good consideration which he had satisfied. When the Court saw and understood the premises, they said "that the said John Paler recover ag^t the said Thomas Robinson as well the sume of foure thousand p^{ds} of tobacco debt [for which Paler had sued] As also six hundred & sixteen p^{ds} of tobacco costs of suite" (*post*, pp. 377-378). Pipe staves or poplar plank or a healthy man servant were all the same to the Court.

Servants could be replevied, also, if the injured party preferred to get his servant back rather than to get damages for his detaining. There are instances here of both sorts of action for a servant unlawfully detained. Clement Hill, once sheriff of St. Mary's and in 1676 member of the Lower House of Assembly, was attached by John Blakiston for "taking away one man servant & converting him to his owne use". When the case came up for trial, Clement Hill appeared by his attorney, but Blakiston came not but made default, and was nonsuited. Hill received for his costs and charges 733 pounds of tobacco (*post*, pp. 280-281). Jacob Loton detained "a man servant named Wm. Simpson belonging to the said Thomas [Waghob] as itt is said" (*post*, p. 234). Waghob gave security in the sum of 8000 to prosecute his replevin of Wm. Simpson against Loton, and to make restitution to Loton if the Court adjudged it to him. The case was settled by agreement (*post*, p. 356); perhaps Loton restored Simpson to his lawful master. George Parker, attorney of the Provincial Court, took out a replevin against Joseph Tilly for unjustly detaining "one man servant named Tho: Norris, one woman servant named Elizabeth Moore, all the horses & Mares upon the platacon of the said Joseph [Tilly] att Hunting Creeke . . . called Tillington", all the cows, bulls, steers, heifers, and all the stock of hogs with a certain ear mark. Servants and hogs were treated alike. Another bond filed the same day between the same parties called for Parker to prosecute a replevin for five feather beds, bedsteads and furniture,

pewter dishes, candlesticks and chamber pots, wearing apparel, Turkey-worked chairs and Russia leather chairs, and much more household gear (*post*, p. 234). Tilly would seem to have cleaned Parker out. Again both suits were settled by agreement (*post*, p. 240).

Cases involving servants could throw light on the value set on them, and the variations in the amounts were often puzzling. One time a man servant was worth 2200 pounds of tobacco, ninety-six gallons of rum were worth 2400 pounds (*post*, p. 178). Another man servant, who had made a contract with his master, for one year only, was to be paid 4000 pounds of tobacco, plus meat, drink, washing and lodging, though there is no reason given for this admittedly high value (*post*, pp. 272-273). A woman servant with eighteen months to serve was rated at 800 pounds of tobacco (*post*, p. 299). In 1676, a seasoned man with four years to serve was rated at two steers, three hundred pounds of pork and a thousand pounds of tobacco (*post*, p. 312). Two servants were worth 7000 pounds of tobacco (*post*, p. 81). George Charlesworth sold James Lewis, among other things, one man servant for 1200 pounds of tobacco and another for 2400 pounds (*post*, p. 198). There was no uniformity in the prices paid for servants, but of course there was also no uniformity in the servants.

DOCTORS AND MEDICINE

Again this year there is no great concern with the healing art. Only a few cases involve surgeons, and in most of them, the doctors are not practicing: the word "Chirurgion" was only an identification, like tanner or cooper or salter. The very name of Doctor John Brooke of Dorchester County, county justice and administrator of William Worgan, involves some confusion, for in this volume and in other places, it is written Brooke or Brookes or even Brooks. The historian of Dorchester himself uses all the forms and it is certain that he is talking about the same person. However, the form Brooke seems the best, even in the absence of a signature, for that is the one used in the official record of his will (Will Book 7, f. 26). At any rate, John Brooke, chirurgion, was not working at his doctoring in any of the cases in which his name appears, whether he was acting for himself or as an administrator. In one case, he sued John Rawlings for 4800 pounds of tobacco on a writing obligatory, and, when Rawlings came not but made default, the Court granted that Brooke recover the debt and 836 pounds more for his costs (*post*, 410-411). People sued Brooke on writings obligatory and got what they sued for. Several cases were brought against him as administrator of William Worgan of Dorchester County, and in all of them he either came not but made default, or else he had nothing to say in bar (*post*, pp. 137, 172, 184, 187, 256). Doctor John Desiardine figured only in a three-cornered attempt to collect tobacco claimed to be due him, and it is not sure that the debt concerned doctor's bills. Jonathan Sibrey, sheriff of Cecil County, owed Dr. Desiardine 1700 pounds of tobacco, and he promised Edward Bleek & Company that if they paid the Doctor, he, Sibrey, would repay them. They did pay the Doctor, but Sibrey did not repay them until they took him into court (*post*, p. 269). In the case of Charles Howell v. Robert Hilton, one physician sued another physician, but, again, no

doctor's bills were at stake. Hilton owed 4000 pounds of tobacco, and he had engaged not to dispose of what was coming to him in right of his wife until after Howell was paid. Hilton had not paid the 4000 pounds or any part of it, so Howell sued. After continuances and imparlances, the case came to trial, but Hilton came not, so the Court awarded Dr. Howell the 4000 pounds of tobacco, plus 554 pounds more for his costs and charges (*post*, p. 294). When Edward English, merchant, sued John Stansby, surgeon, for 5623 pounds of tobacco on a plea of trespass on the case, Dr. John had only bought, had and received of Edward various goods, wares and merchandizes for which he had promised to pay and had not paid. When the case came up, Dr. Stansby came not but made default, and was ordered by the Court to pay the 5623 pounds damages and 584 pounds more for costs (*post*, p. 271). Of course there were some cases in which surgeons or practitioners in physic were in court as doctors. John Wynne "practicing phisick & Chirurgery in this Province", cared for John Cuningham, who "did languish of divers distempers of body", and who promised to pay the Doctor what he should deserve. Wynne took care of the sick man from May 16, 1676 to August 11, 1676, and he was a witness to his will (Will Book V, f. 80). For his care Wynne asked of the executors 3100 pounds of tobacco, and, when they did not pay, he sued for 5000 pounds. When the case came to trial, the executors, John Watson and Thomas Carlisle, came not, but when Wynne produced his account and swore to it, he was allowed by the Court 3100 pounds of tobacco damages and 536 pounds costs (*post*, p. 85). The affairs of William Ditton, or Dyton, followed a familiar pattern. Ditton, "languishing of a distemper whereof he Shortly after dyed," came to the ordinary kept by Richard Keene on Patuxent in Calvert County. He told Keene that if he would receive him and look after him, "he would well and truly Satisfie and content the said Richard what he should deserve", and the innkeeper did as the sick man asked. He called Doctor John Peerce, also of Calvert County to attend Dyton in his illness and to administer physic. Dyton died, and his administrator, Thomas Dent, promised Peerce that he would pay him as much as the Chancellor approved. The account was for 2180 pounds of tobacco: Chancellor Philip Calvert approved it for 1880 pounds. Dent paid only five hundred pounds, and his wife Rebecca paid nothing, either during her widowhood or after her marriage to John Addison. Dr. Peerce sued Addison and his wife, who had been the wife of Dent, the administrator, for 3000 pounds of tobacco. When the case came up, the Court accepted Peerce's sworn account, and ordered that he have the 1340 pounds not yet paid, with 588 pounds more for his costs (*Archives* LXV, pp. 548-549; *post*, pp. 85-86). The case in which a Doctor Charles Howell, being called to attend a servant boy, and, having effected a cure, then had to bring suit against the master, has already been discussed (*ante*, p. xxvii; *post*, pp. 294-295). What the Court allowed for the care of this sick servant boy was more than for the care of any free man.

The interesting Robert Harper enters into the story now, and in connection with doctoring. Harper had been the servant of Garret Van Sweringen and was earlier described as being "Skilled in Phisick & Chirurgery & of the same

arts had made profession in this province and constantly used practiced & exercised the same or the cureing divers diseases Sore paynes, aches &c in & upon severall the good people of this Province with goode Successe" (*Archives* LXVI, p. 442). At that earlier day, a sick person who wanted Harper's care, applied to his master, and Van Sweringen sent him with his medicines and his remedies, and was paid. Sometimes he was not paid, and a suit followed. Then, in the course of time, Harper became free, and when he continued his profession, it was in his own interest. In 1675, Morgan Jones agreed with Harper, then still a servant, that Harper should cure Mrs. Jones, "then languishing of a certain distemper of body", and that he and not his master should receive therefor 1600 pounds of tobacco. Later, Van Sweringen, in need of tobacco, made a bargain with Jones, by which Jones paid him 800 pounds of tobacco, upon Van Sweringen's faithful promise to pay the 1600 pounds when it should fall due. The master did not discharge Jones from the debt, and Harper, by now free from his servitude and able to sue in his own name, recovered the debt from Jones. Jones then sued Van Sweringen for not keeping his promise. The case came to trial on February 22, 1677/8, and Van Sweringen pleaded *non assumpsit*, said that he had not promised Jones what Jones claimed he had. Both men put themselves up on the country, and the jury was summoned. The jury, "being elected tryed & sworne upon their Oaths do say wee finde for the Defendt", and the Court granted defendant Van Sweringen 1065 pounds of tobacco for his costs and charges. Plaintiff Jones was in mercy for his false claim (*post*, pp. 180-181).

SHIPS AND MARINERS

Not an admiralty case was heard this year; indeed, the word admiralty does not occur even once in these pages. There was little concern with ships and shipping and with mariners. The difficulties between Richard Royston of Oxford, Talbot County, and Captain William Nichols hung on for more than ten years. On September 1, 1667, Royston contracted with Richard Pope, part owners of the ship *Richard and James*, of Bristol, England, to take twenty-five tons of the space on the ship at £11 per ton, and to pay for it even if he did not use it. Once in the Province, Royston could not get together the hundred hogsheads to put into the twenty-five tons. To lessen his debt, he let the five tons not filled, to Nichols, captain of the *Richard and James*, at £6 per ton. Nichols gave Royston his note for the £30, and when, in August 1668, the ship got back to Bristol, he paid the £30 and it was allowed on Royston's account with Pope. Royston knew this, yet he did not discharge Nichols from the debt or surrender the note, as he should have done. Instead, more than seven years later, on March 26, 1676, he had Nichols arrested and declared the note against him. When, on April 26, 1677, the case came to trial, the jury found for defendant Nichols, and the Court gave him 1755 pounds of tobacco for his costs and charges. As costs went, this was a high allowance, a very high allowance. When the matter is referred to, later, the verdict is called a nonsuit, so that the Court must have felt that Royston did not make out even a *prima facie* case. After this April 1677 trial, Captain Nichols brought action against Royston on

a plea of trespass on the case. The facts brought out in this trial, June 18, 1678, were the same as those in *Royston v. Nichols*, except that in the first case the verdict is not spoken of as a nonsuit. This trial also went to a jury, but this time the jury declared Royston not guilty, and the Court gave him 920 pounds of tobacco for his costs, also a high sum (*Archives* LXVI, pp. 458-459; *post*, pp. 403-405).

On December 9, 1676, the High Court of Chancery, in the case of Peighen against Fulford and Leach, decreed, after two days of hearing, that Leach, factor to Fulford, the London merchant, should "forthwith out of the Goods Shipped upon the . . . Ruth of London . . . pay the Seamens Wages . . . amounting in the whole to the Sum of" £457/16 Sterling, and should also pay Thomas Peighen £630 Sterling for ship hire, with £12 interest (*Archives* LI, pp. 473-474). Leach did not pay, but he kept on harassing Peighen. Accordingly, on April 21, 1677, the Court of Chancery ordered a sequestration against all the goods that had come over in the *Ruth*. The Kent County Commissioners were ordered to take possession of all the cargo, wherever found, to appraise the goods, and then to turn them over to Peighen to satisfy his claim (*Archives* LI, pp. 201-202). The return was to be made without delay to the Court of Chancery. So said the High Court of Chancery. The Kent County Commissioners acted without delay, as they were told to do, but they made their return to the Provincial Court. The two courts had the same judges and the same clerk. On May 9, 1677, they made their report to the Court, and signed and sealed it, as they must. Happily, the clerk copied it in full into the Court record, happily for it is good reading. Part of it was hardware, especially nails, from four penny to twenty penny, and rose nails, felling axes and wooding axes. There was a bundle of scales, two pair of long steelyards, and a smaller pair, as well as a pair of brass scales worth 11/. By far the greater part of the cargo was clothing or cloth. Two bales of hose held 108 dozen pair, from yarn hose at 13/ per dozen to worsted hose at 40/ a dozen. There were shoes: men's and women's wooden-heeled shoes, boys' shoes, children's shoes. There were women's dresses, fustian frocks at 5/ apiece, painted calico gowns at 14/ apiece. There were men's woollen suits, usually moth-eaten, suits of kersey and serge and broadcloth and Hallifax; bales of cloth by the thousand yards, much of it moth-eaten. A bale of broadcloth amounting to two hundred and one yards had twenty-five yards deducted for moth damage, and another bale was even worse. Besides the cargo, the inventory included the wages due the seamen. Most of them were paid for the voyage no more than £1/6, and the total was £48/4/6 (*post*, pp. 33-36). A little later the Provincial Court decided "here the nineteenth day of June 1677 That the returne of the Sequestration is good and valid.", and presumably the goods were turned over to Thomas Peighen, as the Court of Chancery had ordered (*Archives* LI, p. 202; see also *Archives* LXVI, pp. xxvii-xxxi, 297-302, 307, 372, 371-372).

OF A SUICIDE AND OF A FEATHER BED

For some years John Browne of Salem in New England had had dealings in Maryland: February 1, 1663/4 he sold 1676 acres of land on Sassafrax

River (*Archives* LI, pp. 479-480). His son and partner, James Browne, had come to the Province and had seated there. On November 12, 1675, James Browne shot himself in his bedroom at Farley, on Farloe Creek, Cecil County, and gave himself "One wound mortall being very large the One halfe of his Scull being Shott all to peices with his braines disperst and himselfe then and there voluntarily . . . and ffeloniously and as a ffellon of himselfe, himselfe Slew and murthered. . . ." (*Archives* LXVI, pp. 135-137). It was said in Salem that a negro later confessed that he had shot him, but the annalist gives no authority for this rumor, (Felt, Joseph B. *Annals of Salem*, p. 448), and there is nothing in the record in Maryland to lend strength to it. Of course, if that was true, it altered the situation completely. Three days after the death of Browne, Coroner Charles James of Cecil County held an inquest over his body, and summoned a jury. To their verdict that Browne was a felon of himself, the jurors added that he had died possessed of personal property, goods and chattels worth 134,656 pounds of tobacco. This property was made up of household goods, cattle, hogs and horses and bills due him. He also had due him 9088 pounds of tobacco by account, and there was on hand at his place a cargo of English and New England goods, and some tobacco still in hogsheads or hanging in his barns. To this inquisition the Provincial Court judged, on February 10, 1675/6, that his goods and chattels were "escheated and forfeited unto his Lopp the Lord Proprietary by reason of the felony aforesaid, but his Lands are not forfeited." (*ibid.*, p. 137).

The land was considered later. James Browne had obtained his "Farley" from Capt. Thomas Howell, now also deceased. There was a belief that Howell's patent had been obtained surreptitiously and not according to the conditions of plantation, and the High Court of Chancery had to consider this belief. On January 11, 1675/6, a *scire facias* went from the Chancery Court to the sheriff of Cecil County to bring in the heirs of Howell and of James Browne for the determination of the validity of the patent. The hearing was to be held on February 8, 1675/6, but what happened on this *sci. fa.* is not in the record. On March 3, 1675/6, after the date for the Chancery hearing, another *sci. fa.* went from the Provincial Court to the same sheriff of Cecil to bring in the same heirs for the determination of the validity of the same patent in the Provincial Court, and this hearing was set for April 4, 1676. Sheriff James returned that he had warned the Howell heirs, but that he had found no heirs of James Browne in his bailiwick. At the hearing no defendant appeared, and, a week later on April 11, "the Court being informed and fully satisfied that the said grant is Surreptiously obtained contrary to the Conditions of plantations doe Order that the Chancellour doe vacate the pattent upon Record, and adjudge the said Land is and of right Ought to be Seized in his Loppes Right" (*Archives* LXVI, p. 288).

Two years after the goods and chattels and land of James Browne were forfeited to the Proprietary, on April 9, 1678, John Browne of Salem, father and partner of James, petitioned the Governor and Council to give him satisfaction for the goods and chattels, as being but just and right. James's wife and children were in distress, his creditors, especially Mr. Samuel Shrimpton, were dis-

appointed. To this petition the Court replied "that as the right Hon^{ble} the Lord Prop^r of this Province is as much bound by his own Lawes as the meanest of his Ma^{ties} Subjects resideing here under the protection of his said Lordpp, so itt is but just that his cause should be tryed before he be concluded." (*post*, p. 245). Therefore the Court advised the petitioner to employ one of the attorneys assigned him as counsel (and they were the top men at the Provincial bar), so that the Attorney General might be compelled to answer and that justice might be done quickly and effectively (*ibid.*). At the same time the elder Browne and Henry Bartholomew, also of Salem in New England, petitioned for the return of the land at Farley, and of most or all of the goods and chattels. The attorney to whom they went thought their case was just, but he himself refused to handle it for them. The petitioners suggested to the Governor that perhaps the coroner might have wanted to ingratiate himself by getting such a verdict from the jury. The later career of Charles James lends color to that hint. He became sheriff of Cecil County on January 2, 1676: in just five months he was impeached by the Lower House of Assembly for perjury. He had sworn falsely against a Cecil County commissioner, and had persuaded others to join him. He had forcibly taken from Edward Pynn, sub-sheriff of Cecil, a bag of writings of great value, and when protest was made, he had said that he, James, was now proprietor of Cecil County. Whereupon the Lower House asked the Proprietary to order that James should never again hold public office. At the trial the Upper House desired the Proprietary to call in James's commission as sheriff, and the Lower House, taking it for granted that his commission as coroner and deputy sheriff would also be invalidated, was satisfied with the result (*Archives* II, 490-491, 499). According to the 1676 verdict as delivered, the jurors said "upon their Oathes", but most of those to whom Bartholomew and the elder Browne talked, told them that they had never taken an oath at all. As to the land at Farley, the petitioners believed that, if the records were searched with care, James Browne's right to it would appear. The Proprietary had granted a resurvey for all his land, including Farley, and the return of the resurvey had been entered in the record. So they hoped that Farley would be returned to the widow and the fatherless (*post*, pp. 246-247).

Petitioners John Browne and Henry Bartholomew believed that Mr. Samuel Shrimpton of Boston had "very considerable concern" in the estate of James Brown. There was clear testimony under James's own hand that Shrimpton had due him more than 23,000 pounds of tobacco and also £191 sterling which he had turned over to Browne to buy goods for the voyage. There was also pewter ware and the like belonging to Shrimpton in the store at Farley. Since all of the books and papers about these accounts were withheld from them, presumably in the hands of Proprietary officers, the petitioners were destitute of relief and could do no more than petition for help. To all the matters in the petition, the Court replied that, since the Farley land had, by valid legal process, become vested in the Proprietary, they could not, on a mere suggestion, award land or goods to the claimants. There was a due course at law by which they could seek their rights against the Proprietary,

and, in order that they could the more speedily come to a hearing, the Court assigned them counsel, the same four attorneys as before, one or more of them to be employed as the petitioners saw fit (*post*, pp. 244-247). A look ahead into the further record of the Provincial Court does not show any attempt by the elder Browne or by Bartholomew to regain title.

When Cornelius Regan died, in Calvert County some time late in 1673, he chose James Humes as his executor, and he left to Humes's daughter Sarah "one ffeather bed with Curtaines & Valence & all things to itt belonging" (*post*, p. 381). In due time Humes had Regan's property appraised, and the feather bed with its furniture was valued at 1600 pounds of tobacco. On May 16, 1676, Humes promised Francis Dorrington that, if he would marry Sarah who owned the feather bed and its furniture, he would give him a fourth of his personal estate. Sarah and Dorrington were married on June 19, 1676 at Humes's house on the Cliffs in Calvert County. The feather bed and its furniture, and the quarter of his personal estate should have been delivered to Dorrington, but Humes did not deliver either of them. Nor did his administrator, John Sunderland, deliver them. Hereupon, husband Francis Dorrington, brought two separate suits against the administrator, one for the bed and one for the portion of the personal estate. When the case came to trial, June 17, 1678, Sunderland claimed that he was willing to deliver the bed and had always been willing to do so, that, in fact, he had tendered it to Dorrington, and Dorrington had refused to receive it. Dorrington denied the tender, and both parties put themselves upon the country. The jury found for the plaintiff, and the Court awarded the Dorringtons the bed, with its curtain and its valances and all its furniture, awarded them also 1050 pounds of tobacco for their costs of suit. As to the portion of the personal estate, defendant Sunderland pleaded *non assumpsit*, said, that is, that Humes had made no such promise as Dorrington claimed. Again there was a jury trial, and the jury said that Humes did assume what Dorrington said. The Court gave the plaintiff his damages, and, since they did not know how much he had been injured, ordered a writ of inquiry of damages returnable next court. On October 15, 1678, the sheriff of St. Mary's County was commanded to summon twelve good and lawful men within his bailiwick to enquire what damages Francis Dorrington had sustained by reason of the failure of Sunderland to deliver the promised personal estate. The jury said Dorrington had sustained 11,818 pounds of damages, and the Court granted that he recover that sum, and also 3342 pounds more for costs, (*liber NN*, ff. 744-745) an unusually high allowance for costs.

Not all of the cases which have in them something interesting can be commented on here, or the introduction would be as long as the text. Each case, however, is entered in the table of cases, under each party, and the contents are entered in the index.

PROVINCIAL COURT PROCEEDINGS

Maryland ss.

Att a Provinciaill Court held at s^t Maries the ninetenth day of June in the Second yeare of the Dominion of Charles Lord Baltimore &c Annoq̃ Doñ 1677 and there continued untill the 23th day of the same June. At which said 19th day were p^rsent

Liber N N
p. 308

The Hon^{ble} Thomas Notley Esq̃ Cheife Gov^rnour & Cheife justice.

The Hon^{ble} { Philip Calvert Esq̃ Chancello^r
W^m Calvert Esq̃ Principall Secry
Baker Brooke Esq̃ Survey^r Gen^ll } justices
Benj^a Rozer Esq̃

Jn^o Blomfeild Ct.

April 27th 1676.

John Rousby Compt^r } Upon the consent of the partyes John Rousby
ag^t } Complainant and Peter Sayer defend^t it was
Peter Sayer def^t } Ordered by the Court here That the defendant
Peter Sayer pay to the Complainant John
Rousby in October next the summe of forty foure thousand pounds
of tobacco in full Satisfaction of the inventory returned into the
Office for probate of Wills &c of the estate of Henry Morgan de-
ceased, & what else remaine undiscovered, upon discovery to be
equally divided betweene the said parties.

But before the said Order was entered upon record the said John complained that the said Order was not according to the true sense of the Court here, now here at this day to wit the ninetenth day of June in the second years of his Lopps Dominion &c Annoq̃ Doñ 1677 the Court is fully Satisfied & doe consent that the same be entred accordingly.

Eodem die Then was Nehemiah Blackiston sworne One of the Attornyes of this Court.

John Addison & Rebecca his
wife ex^rx Thomas Dent
ag^t
John Irland adm^r Margaret
Penry.
Oliver Davis }
ag^t }
Daniel Hamond }

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Liber N N	Joshua Doyne } ag ^t	}	these Seven causes continued till October Court.
	Stephen Murty }		
	Evan Carew } ag ^t		
	Cornelius Howard ex ^r }		
	W ^m Carpenter }		
	John Staynes } ag ^t		
	John Allen }		
	Edward Pynn } ag ^t		
	Charles James }		
	Dominick Bodkin & Redmond }		
	ffitz Gerald }		
	ag ^t		
	John ffanning }		

Thomas Wynne } John Rawlings late of Dorchester County other-
ag^t } wise called John Rollaines of Dorchester County
John Rawlings } was summoned to answer unto Thomas Wynne in
a plea that he render unto him the quantity of
nineteene hundred pounds of porke which to him he oweth & un-
justly detaineth

And whereupon the said Thomas by Kenelm Cheseldyn his At-
torney Saith that whereas the said John the fourth day of May in
the yeare of Our Lord 1675 did by his certaine writeing Obligatory
Sealed with the seale of the said John here in Court produced whose
date is the day & yeare abovewritten acknowledge himselfe holden
& firmly bounden unto Thomas Wynn of s^t Maries County in the
Province of Maryland in the full & just quantity of nineteene hun-
dred pounds of porke to be delivered in Petuxent at the Hon^{ble} Gov-
ernours Landing On or upon the tenth of November next ensueing
the date thereof unto the said Thomas Wynn his heirs Execut^{rs}
adm^{rs} or assignes To which payment well & faithfully to be made
& performed he did bind himselfe his heirs execut^{rs} & adm^{rs} firmly
by those p^rsents notwithstanding which the said John the said summe
of nineteen hundred pounds of porke according to the tenor of the
said writeing Obligatory hath not paid though often thereunto re-
quired but the same to pay hitherto hath & still doth deny to pay to
the damage of the said Thomas three thousand five hundred pounds
of tobacco & thereupon he bringeth his suite.

And the said John by Robert Ridgely his Attorney cometh &
defendeth the force & injury when &c & prayeth liberty to imparle
hereunto untill the next Provinciaall Court & it is granted unto him
the same day is given to the said Thomas.

Now here at this day to wit the three & twentieth day of June in the second year of the Dominion of Charles Lord Baltemore &c Annoq̄ Doñ 1677 Came the said Thomas by his Attorney aforesaid & Offered himselfe against the said John in the plea aforesaid but the said John came not but made default Whereupon it is granted by the Court here that the said Thomas Wynn recover against the said John Rawlings the summe of nineteen hundred pounds of porke together with five hundred thirty six pounds of tobacco and the said John Rawlings in mercy.—so as execution stay till the 10th of October next.

ffrancis Gunby ag ^t	} these two actions are agreed.
W ^m Coleborne	
Joseph Greene	
ag ^t	
John Edmondson	}

Richard Loyd ag ^t	} Garret Vansweringen late of S ^t Maries City in the County of S ^t Maries Inholder was attached to answer unto Richard Loyd of a plea of trespass upon the case	p. 310
Garret Vansweringen		

And whereupon the said Richard by Kenelm Cheseldyn his Attorney saith that whereas the said Garret Vansweringen the 24th day of September in the year of Our Lord 1676 Stood indebted to the said Richard the summe of two thousand pounds of tobacco the said Garret did assume upon himselfe & to the said Richard did faithfully promise that he the said Garret when thereunto required the same to him the said Rich^d would well & truly content & pay notwithstanding which the said Garret though often required the same to him the said Richard according to his promise hath not paid but the same to pay hitherto hath & Still doth deny to the damage of the said Richard three thousand five hundred pounds of tobacco & thereupon he bringeth his suite

And the said Garret by John Jones his Attorney cometh & defendeth the force and injury when &c & prayeth liberty to imparle here untill the next Court & it is granted him the same day is given to the said Richard.

Now here at this day to wit at s^t Maries the two & twentieth day of June Anno Doñ 1677 came the said Richard by his said Attorney & Offered himselfe ag^t the said Garret in the plea aforesaid but the said Garret came not but made default Whereupon it is considered by the Court here that the Said Richard recover against the said Garret the summe of two thousand pounds of tobacco damages occasioned by the trespass aforesaid as also the summe of six hundred & eight pounds of tobacco costs of Suite & the said Garret in mercy.

Liber N N	Thomas Carville Ex ^r Rob ^t Hunt ag ^t Joshua Guibert	}	Joshua Guibert late of s ^t Maries County was sumoned to answer unto Thomas Carville Ex- ecut ^r of the last will & Testament of Robert Hunt deceased of a plea that he render unto him his reasonable accompt for the time he was receiver of the tobacco of him the said Robert in his life time.
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And whereupon the said Thomas by Kenelm Cheseldyn his Attorney saith that whereas the said Joshua from the tenth day of November in the year 1675 untill the tenth day of April in the year 1676 did receive severall tobaccoes of his the said Roberts in his life time by the hands of severall persons in this Province in the whole amounting to the summe of Eight thousand three hundred ninty Eight pounds of tobacco a particular whereof is here in Court produced to render a reasonable accompt to him the said Robert when thereunto required notwithstanding which the said Joshua his reasonable accompt to him the said Robert though often required in his life time hath not rendred nor to the said Thomas since his death hath not rendred but the same to render hitherto hath & Still doth deny to the damage of the said Thomas twelve thousand pounds of tobacco & thereupon he bringeth his suite. And the said Thomas also brings here in Court the letters testamentary to him granted that it may appeare to the Court here that he is Execut^r of the said Robert

And the Said Joshua by John Jones his Attorney comes & defends the force & injury when &c and saith he never was the receiver of him the said Robert to render him any accompt & putts himselfe upon the Country, And the said Thomas Saith he was receiver of the said Robert to render an accompt & of this he putts himselfe upon the Country & the said Joshuah also. Whereupon Comānd is given to the Sheriff of s^t Maries County that he cause to come here twelve &c Now here at this day to wit three & twentieth day of June in the year 1677 Came the parties aforesaid by their Attornyes and the jurors of that jury also came to wit Richard Gardner W^m Harper John Waghopp Abraham Rhodes Morgan Jones Daniel Smith W^m Guither Thomas Clegatt Richard Bayly John Wynn John Askin and Marmaduke Semme who being impannelled sumoned & Sworne to say the truth in the premisses upon their Oathes doe say That the said Joshua Guibert Ought to accompt with the said Thomas Carville Whereupon it is considered by the Court here that Auditors be appointed to audite & state the accompts betweene the said Robert Hunt & Joshua Guibert and doe Order & appoint Gerard Slye & Clement Hill to audite & state the same & make report at the next Provinciall Court.

Thomas Notley Escq	}	} these two actions are agreed.
ag ^t		
Thomas Helgar	}	
W ^m Pyper		
ag ^t		
Mark Cordea	}	

John Newton } George Oldfeild late of Cecil County otherwise p. 311
 ag^t } called George Oldfeild of Cecil County Gent was
 George Oldfeild } Sumoned to answer unto John Newton in a plea
 that he render unto him the sume of foure thousand
 pounds of tobacco which to him he oweth & unjustly deteineth

And whereupon the said John by Kenelm Cheseldyn his Attorney Saith that whereas the said George Oldfeild the sixth day of April in the year of Our Lord 1676 did by his certaine writeing Obligatory sealed with the seale of the said George here in Court produced whose date is the same day & yeare abovementioned acknowledge himselfe holden & firmly bounden unto John Newton of the same County Gent in the full & just quantity of foure thousand pounds of good sound merchantable tobacco in caske to be paid to the said John Newton his execut^{rs} adm^{rs} or assignes to the which payment well & truly to be made he did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those p^{rs}ents notwithstanding which the said George the said summe of foure thousand pounds of tobacco according to his said writeing Obligatory hath not paid but the same to pay hitherto hath & still doth deny to pay to the damage of the said John the summe of five thousand pounds of tobacco & thereupon he bringeth his suite. And the said George by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c & prayeth heareing of the writeing aforesaid & it is read unto him he prayeth also heareing of the Condition of the said writeing & it is read unto him in these words The condition of this Obligation is such That if the above-bounden George Oldfeild his Execut^{rs} adm^{rs} or assignes doe and shall well & truly pay or cause to be paid to the abovenamed John Newton his Execut^{rs} adm^{rs} or assignes the full and just quantity of two thousand pounds of good sound merchantable tobacco & caske to be paid at or upon the tenth day of October next ensueing the date hereof then this Obligation to be void or else to stand in full force & vertue.

Which being read & heard the said George Oldfeild the twentieth day of June 1677 Came in his proper person & Saith nothing in barr or avoidance of the action aforesaid of him the said John Newton whereupon the said John remaineth against the said George thereupon undefended Therefore it is granted by the Court here That the said John Newton recover against the said George Oldfeild the

Liber N N summe of two thousand pounds of tobacco the debt aforesd as also the summe of ffive hundred pounds of tobacco costs of suite.

Dominick Bodkin & Redmond	}	} these nine causes agreed.
ffitz Gerald		
ag ^t	}	
ffrancis Wyne		
the Same	}	
ag ^t		
John Stone	}	
John Cozens adm ^r John Ramsey		
ag ^t	}	
John Dodson		
Michael Tawney	}	
ag ^t		
W ^m Barnet & Henry Jowles	}	
W ^m ffarloe		
ag ^t	}	
Roger Brooke Ex ^r Edw ^d Keene		
Stephen Gary	}	
ag ^t		
Daniel Clarke	}	
James Neale		
ag ^t	}	
Robert Thompson		
the same	}	
ag ^t		
the same	}	
John Griggs		
ag ^t	}	
Nicholas Hackett.		

p. 312 George Oldfeild being taken by the Sheriff of s^t Maries County sitting this Court at the suite of Robert Toate by a Capias issueing from the County Court the said George Oldfeild is discharged from the same. this twentieth day of June 1677

Eodem die It is the Opinion of the Court here that Capias to arrest the bodyes of Executors & adm^{rs} may issue as against other persons.

Eodem die Upon motion made by John Brookes administrator of W^m Worgan that he is sued in the County Court of Dorchester County by severall persons upon accompts p^ttended due from the deceased & forasmuch as severall actions are now depending in this Court of higher nature remaineing undetermined here, It is the judgment of the Court here that all actions in the said County Court Stay untill debts of a higher nature be first satisfied & paid, & that

if any judgments be Obtained in the said County Court Since the last Provinciall Court against the estate of the said Worgan & executions thereupon issued be & are hereby superseded untill the said Suits here be fully determined. Liber N N

Dominick Bodkin ag ^t Robert Doyne	}	Robert Doyne late of Charles County was attached to answer unto Dominick Bodkin Merchant in a plea of trespass upon the case
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And whereupon the said Dominick by Christopher Rousby his Attorney complaineth That whereas the Right Hon^{ble} Charles Lord Baltimore the twenty sixth day of May 1676 Stood indebted to the said Dominick in the Quantity of eight thousand One hundred & Eighty pounds of tobacco & being so indebted did the day & yeare aforesaid draw a note or Order upon the said Robert Doyne signed by him the said Lord Baltimore requiring him the said Robert Doyne to pay unto him the said Dominick Bodkin or his Order the said summe of Eight thousand One hundred & Eighty pounds of tobacco in caske in some convenient place in Charles County at or upon the tenth day of November then next ensueing, And whereas the Said Robert Doyne the thirteenth day of June 1676 haveing read & purused the aforesaid note or Order of him the said Lord Baltimore drawne upon him the said Robert to pay the said Eight thousand One hundred & Eighty pounds of tobacco unto the said Dominick as aforesaid did the same thirteenth day of June 1676 in Charles County in this Province accept of the same note or Order & did then & there assume upon himselfe & by a certaine writeing or subscription Signed by the said Robert did Oblige himselfe his heirs & ass^s to pay the abovesaid summe or quantity of Eight thousand One hundred & Eighty pounds of tobacco & caske unto the said Dominick or his Order at or upon the Said tenth day of November then next ensueing Yet the said Robert Doyne his promise & assumption aforesaid not regarding but plotting & devising him the said Dominick Bodkin of the Said Eight thousand One hundred & Eighty pounds of tobacco wholly to defraud the said Eight thousand One hundred & Eighty pounds of tobacco unto him the said Dominick or unto any other person by his Order hath not paid though often thereunto required but the same to pay hath denyed & Still doth deny whereupon the said Dominick Saith he is the worse & hath damage to the value of twelve thousand pounds of tobacco & thereupon he brings his suite And the said Dominick produceth here in Court aswell the said note or Order Signed by the said Lord Baltimore drawne upon the said Robert as aforesaid whose date is the said six & twentieth of May 1676. as also the said writeing or subscription of him the said Robert Doyne whose date is the said 13th of June 1676.

Now here at this day to wit the two & twentieth day of June Anno

Liber N N 1677 Came the said Robert Doyne by Kenelm Cheseldyn his Attorney & defendeth the force & injury when &c & saith that as to foure thousand nine hundred & nine pounds of tobacco—part of the Said Summe of Eight thousand One hundred & Eighty pounds of tobacco in the declaration aforesaid specified he cannot gainsay for that he Oweth the same in manner & forme as is above declared Whereupon it is granted by the Court here that the said Dominick Bodkin recover against the said Robert Doyne aswell the said Summe of foure thousand nine hundred & nine pounds of tobacco the debt aforesaid as also the summe of _____ pounds of tobacco cost of suite.

p. 313 Edward English adm^r } John Irland late of s^t Maries County Gent
W^m Hewit assignee of } otherwise called John Irland of Baltemore
the L^d Propry } County Gent was summoned to answer unto
ag^t } Edward English adm^r of all & Singular the
John Irland } goods chattells Rights & Creditts which were
of W^m Hewit late of Cecil County deceased
& assignee of the R^t Hon^{ble} the Lord Propry of this Province of a
plea that he render unto him the full & just summe of One hundred
thousand pounds of good tobacco & caske which from him he un-
justly deteineth.

And whereupon the said Edward Inglish by Robert Ridgely his Attorney Saith that whereas the said John Irland the 27th of August in the 44th year of the Dominion of Caecilius &c Annoꝝ Doꝛn 1675 by his certaine writeing Obligatory Sealed with the seale of him the said John and here in Court produced whose date is the day & yeare aforesaid did acknowledge himselfe to be holden & firmly bounden unto the said Lord Proprietary in the full and just summe of One hundred thousand pounds of good tobacco & caske to be paid to the said Lord Proprietary or to his certaine Attorney his Ex^{rs} adm^{rs} or assignes To the which payment well & truly to be made the said John Irland did bind himselfe his heirs ex^{rs} & adm^{rs} firmly by those p^sents notwithstanding which the said John Irland the said summe of One hundred thousand pounds of tobacco according to the tenor of the said writeing Obligatory to the said Lord Propy nor to the said Edward assignee of his Lopp as aforesaid although often thereunto required hath not paid but the same to pay hath denyed & as yet doth deny By which action hath accrued to the said Edward as assignee of his said Lopp to require and have of the said John the said One hundred thousand pounds of tobacco & thereupon he produces his suite.

And the said John Irland by George Parker his Attorney cometh & defendeth the force & injury when &c and the said John prayeth the hearing of the sd writinge Obligatory & it is read unto him he also prayeth the heareing of the Condition of the same writinge & it is read unto him in these words vizt The Condition of this

Obligation is such That if the abovebounden John Turpin of Baltemore County administrator of all & singular the goods chattells & debts of W^m Hewit late of the said County deceased doe make or cause to be made a true and perfect inventory of all & Singular the goods chattells & debts of the sd deceased & the same So made doe exhibite or cause to be exhibited into the Office for pbate of Wills &c On or before the 13th of November next ensuing & the said goods chattells & debts doe well & truly administer vizt doe pay the debts of the said deceased which he did Owe at the time of his decease so farr forth as the same shall extend & the Law will charge, ffurther doe make or cause to be made a true & perfect accompt of & upon his administracōn within twelve months if he shall be thereunto lawfully called & Such part or portion of the said goods chattells & debts which shall be found remaineing upon the Said accompt examined & adjudged by the judge appointed for the time being for the probate of Wills &c shall distribute & dispose as by the said judge shall be limited & appointed & lastly doe at all & every time & times hereafter clearly acquitt discharge & save harmlesse the Said Lord Propry & his Lopps said judge and all other his Lopps Officers & ministers against all persons haveing or p^rtending to have any Right title or interest of in & to the said goods chattells & debts that then this p^rsent Obligation to be void & of none effect otherwise the same to stand remaine & be in full force & vertue in Law. Which being read & heard the said Edward Inglish produceth here in Court severall receipts aswell under the hand of the said John Turpin as severall other persons for his use of tobacco received by the said Turpin of the estate of the said Hewit to the summe of sixteen thousand foure hundred & foure pounds of tobacco, and also the said Edward alleadgeth that there was three hogesheds of tobacco received by Cap^t Bull by the said Turpins Order formerly received by John Vanheck at the house of Christopher Andrews for the accompt of W^m Toulson amounting to fourteen hundred eighty three pounds of tobacco of the proper estate of the said Hewit and the judge Testamentary haveing assigned the bond of administration of the said John Turpin wherein the said John Irland was suerty unto the said Edward English. It is granted by the Court here the three & twentieth day of June Anno 1677 That the Said Edward Inglish recover against the said John Irland the summe of sixteen thousand foure hundred & foure pounds of tobacco the debt aforesaid as also eight hundred twenty eight pounds of tobacco costs of Suite, and also the said summe of fourteen hundred eighty three pounds of tobacco when proved by the said Cap^t Bull as is afore alleadged.

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Thomas Notley Esq ^r	}	Richard Swetnam late of S ^t Maries County
ag ^t		Inholder Otherwise called Richard Swetnam
Richard Swetnam		of the County of S ^t Maries Carpenter was
		summoned to answer unto the Hon ^{ble} Thomas

Liber N N Notley Esq Cheife justice of the Provinciaill Court according to the Libertyes & priveledges &c allowed of a plea that he render unto him the just quantity of two thousand seaven hundred eighty eight pounds of good bright a large arenoco tobacco & caske to conteine the same which to him he oweth & unjustly deteineth

And whereupon the Said Thomas Notley by Robert Ridgely his Attorney Saith that whereas the said Richard Swetnam the eleventh day of July in the first yeare of the Dominion of the right Hon^{ble} Charles &c over this Province & in the yeare of Our Lord God 1676 by his certaine bill Obligatory sealed with the seale of the said Richard & here in Court produced whose date is the day & yeare aforesaid did acknowledge himselfe to be holden & firmly bounden unto the said Thomas in the full & just quantity of two thousand Seaven hundred eighty eight pounds of good bright and large arenoco tobacco & caske to conteine the same due to be paid to him the said Thomas Notley his certaine Attorney execut^{rs} adm^{rs} or assigns at or before the first day of October next ensueing the date thereof in some convenient place secure tight house in s^t Maries County near Wiccocomico River within halfe a mile distance from Some convenient waterside where boats may conveniently come to take in the Same for convenient Shipping thereof To the payment whereof well & truly to be made at time & place aforesaid the said Richard Swetnam did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those p^sents Notwithstanding which the said Richard Swetnam the said summe of two thousand Seven hundred eighty Eight pounds of tobacco according to the tenor of the said bill Obligatory although often thereunto required hath not paid to the said Thomas Notley but the same to pay to the said Thomas hath denyed and as yet doth deny whereupon the said Thomas saith he is dampnified & hath lost to the value of three thousand five hundred pounds of tobacco & thereupon he pduceth his suite.

And the said Richard by John Jones his Attorney cometh & defendeth the force & injury when &c & saith nothing in barr of the action aforesaid of him the said Thoma[s] Notley in forme aforesaid brought Whereupon the said Thomas remaineth against the said Richard thereof undefended Whereupon it is granted by the Court here the three & twentieth day of June 1677 That the said Thomas Notley recover against the said Richard Sweatnam aswell the summe of two thousand Seaven hundred eighty Eight pounds of tobacco the debt aforesaid as also the summe of five hundred thirty Six pounds of tobacco costs of suite. & the said Richard in mercy.

Dominick Bodkin	}
ag ^t	
John ffanning	

Redmond ffitz Gerald & Dominick
Bodkin

ag^t

Margery Stone ex^{ts} Mathew

Stone

the same

ag^t

John Allen

Arthur Young

ag^t

Edward Gibbs

Richard Pery

ag^t

Thomas Truman

Liber N N

} these five causes continued un-
till October Court next.

Thomas Cosden

ag^t

George Oldfeild

} George Oldfeild late of Calvert County Gent other-
wise called George Oldfeild of Cecil County in the
Province of Maryland was Sumōned to answer
unto Thomas Cosden of a plea that he render unto

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him the quantity of three thousand three hundred & seventy pounds
of tobacco which he oweth him & unjustly deteineth

And whereupon the said Thomas by George Parker his Attorney
Saith that whereas the said George Oldfeild the thirtieth day of
January in the yeare of Our Lord God One thousand six hundred
seventy foure. by his certaine bill Obligatory Sealed with the seale
of him the said George Oldfeild & here in Court produced whose
date is the day & yeare abovesaid did owe & was indebted unto
Thomas Cosden of Calvert Towne in the County aforesaid Inholder
for a valuable consideration already received the quantity of three
thousand three hundred & seventy pounds of good sound merchant-
able leafe tobacco in caske to be paid upon all demands unto the said
Thomas Cosden his heirs ex^{ts} adm^{rs} or assignes at some convenient
Landing neer the waterside in Petuxent River To the which pay-
ment well & truly to be made & performed he the said George Old-
feild did bind himselfe his heirs ex^{ts} & adm^{rs} formly by those p^rsents
notwithstanding which the said George Oldfeild the said summe of
three thousand three hundred & seventy pounds of tobacco accord-
ing to the tenor of the Said bill hath not paid to him the said
Thomas Cosden though often thereunto required but the same to
him to pay hitherto hath & still doth deny & refuse to pay the same
whereupon the said Thomas Cosden Saith he is dampnified & hath
losse to the value of Six thousand pounds of tobacco & thereupon
he bringeth his suite.

Now here at this day to wit the two & twentieth day of June
Anno Dom̃ 1677 Came the said George by John Jones his Attorney
& defendeth the force & injury when &c & Saith nothing in barr of

Liber N N the action aforesaid of him the said Thomas in forme aforesaid brought whereupon the said Thomas remaineth against the said George thereof wholly undefended Whereupon it is granted by the Court here that the said Thomas Cosden recover against the said George Oldfeild aswell the summe of three thousand three hundred & seventy pounds of tobacco the debt aforesaid as also five hundred and Sixteene pounds of tobacco cost of suite.

Proprietary } Memorandum That at a Provinciall Court held
ag^t } the two & twentieth day of June in the second yeare
Benjamin Rozer. } of the Dominion of Charles &c Anno^q Domⁱ 1677

Came here in Court Kenelm Cheseldyn Attorney Generall of the Right Hon^{ble} the Lord Proprietary who on this behalfe for the said Lord Proprietary prosecuteth and exhibiteth his certaine information against Benj^a Rozer Esq^r one of the justices of this Court and giveth the Court here to understand & be informed

That whereas Richard Robinson late of Charles County Stood indebted unto the right Hon^{ble} Charles absolute Lord & Propy for port duties & impost for the Shipp Constant John of Hull the summe of eighteen pounds eight Shillings sterling The said Benjamin the twentieth day of May 1676 in consideration that the said Lord Propy would accept the said Richard Robinsons bills of Exchange for the said eighteen pounds eight Shillings Sterling passed upon S^r John Leethenleure in London merchant the said Benjamin did assume upon himselfe and to the said Lord Propy did faithfully promise that in case the said bill of exchange should not be paid by the said Leethenleure that the said Benjamin would when required pay the said eighteen pounds eight shillings And also that in case the said bills of Exc^o should be protested he would pay after the rate of thirty PCent for his damages for such protest And the said Lord Propy in fact saith that the said Leethenleure did not pay the said bills of Exchange but the same did returne ptested notwithstanding which the said Benjamin the said summe of Eighteen pounds Eight shillings after the rate of thirty pounds PCent for the protest of the said bill of Exchange hath not paid but the same to pay denyeth to the damage of the said Lord Propy fifty pounds Sterling & hereupon the said Kenelm Attorney Generall for the said L^d Propy prayeth the said Benjamin unto the p^rmisses in the information may answer.

Now here at this day to wit the three & twentieth day of June Anno Domⁱ 1676 came the said Benjamin Rozer in his proper person & Saith nothing in barr or avoidance of the action aforesaid of his said Lopp in forme aforesaid brought & the said Lord Propy having produced the said bill of exchange & protest in Court here It is granted by the Court that the said Lord Propy recover against the said Benjamin Rozer aswell the summe of eighteen pounds eight

shillings the debt aforesaid together with five pounds ten shillings Liber N N
four pence damages as also the summe of cost
of suite.

Abraham Rhodes	}
ag ^t	
Clement Hill	}
Thomas Hagleton	
ag ^t	}
Thomas Truman	
Thomas Jones	}
ag ^t	
Stephen Gough & ux ^r Ex ^{rx}	}
Jn ^o Jarbo.	
Jane Gray adm ^{rx} Alexand ^r	}
Winsor	
ag ^t	}
Thomas Spink adm ^r Jane Paine	
W ^m Gittings	}
ag ^t	
Richard ffenwick ad ^r Cuthbert	}
ffenwick.	
Samuel Millington	}
ag ^t	
Thomas Bankes adm ^r George	}
Beckwith	
Joseph Pile	}
ag ^t	
Gerard Slye	}
Mary Clement Ex ^{rx} Jn ^o	
Clements	}
ag ^t	
W ^m Orchard & Geo: Lewen	}
Robert Carville	
ag ^t	}
Thomas Gerard	
Mary Roe ex ^{rx} Edward Roe	}
ag ^t	
Jn ^o Ingram	}
Joseph Pile	
ag ^t	}
Thomas Hussey	
Thomas Marsh	}
ag ^t	
Stephen Burle ex ^r Rob ^t Burle	}

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these Seventeene causes contin-
ued untill October Court next.

Liber N N	Mary Clements Ex ^{rx} Jn ^o	}
	Clement	
	ag ^t	
	John Cocke	
	Jn ^o Quigley	
	ag ^t	
	John Creycroft	
	Stephen Murty adm ^r Jn ^o	
	Balley	
	ag ^t	
	Philip Lynes	
	Garret Vansweringen	
	ag ^t	
	George Thompson	
	Mathias De Ring	
	ag ^t	
	Henry Johnson & ux ^r ex ^{rx}	
	Nathaniel Vtie.	

p. 317 Thomas Chapman } Marmaduke Semme late of s^t Maries County
 ag^t } planter Otherwise called Marmaduke Semme of
 Marmaduke Semme } S^t Maries County was sumōned to answer unto
 Thomas Chapman of Liverpoole merchant of a
 plea that he render unto him the whole & just quantity of five thou-
 sand five hundred pounds of good Sound merchantable leafe tobacco
 in caske which to him he oweth & unjustly deteineth.

And whereupon the said Thomas Chapman by Robert Ridgely his
 Attorney saith that whereas the said Marmaduke the two & twentieth
 day of ffebruary 1674 by his certaine bill obligatory Sealed with
 the seale of him the said Marmaduke & here in Court produced whose
 date is the day & yeare aforesaid did acknowledge himselfe to be
 oweing & firmly indebted unto the said Thomas the whole & just
 quantity of five thousand five hundred pounds of good sound mer-
 chantable leafe tobacco & casque, to be paid at or before the first
 day of October next ensueing the date thereof at some convenient
 place in St Maries County & for good performance thereof the said
 Marmaduke did bind himselfe his heirs ex^{ts} & adm^{rs} notwithstanding
 which the said Marmaduke the said five thousand five hundred
 pounds of tobacco according to the tenor of the said writeing Obliga-
 tory though often thereunto required hath not paid to him the said
 Thomas Chapman but the Same to pay hath denyed & as yet doth
 deny whereupon the Said Thomas Saith he his dampnified & hath lost
 to the value of Eight thousand pounds of tobacco & thereupon he
 bringeth his suite.

And the said Marmaduke by Kenelm Cheseldyn his Attorney com-
 eth & defendeth the force & injury when &c & prayeth liberty to im-

parle hereunto untill next Court & it is granted unto him the same Liber N N day is given to the said Thomas Chapman.

Now here at this day to wit the three & twentieth day of June Anno 1677 came the said Thomas by his said Attorney and offered himselfe against the said Marmaduke in the plea aforesaid but the said Marmaduke came not but made default Whereupon it is granted by the Court here that the said Thomas Chapman recover against the said Marmaduke Semme aswell the summe of five thousand five hundred pounds of tobacco the debt aforesaid as also the summe of five hundred thirty six pounds of tobacco costs of suite.

John Addison ag ^t Moyes Ex ^{rs}	} Clement Hill Henry Carew & Robert Carville Gent Execut ^{rs} of the last will & testam ^t of Elizabeth Moy deceased Executrix of the last will & testament of Richard Moy deceased were Sumōned to answer unto

John Addison of a plea that they render unto him the just quantity of two thousand Eight hundred pounds of good leafe tobacco & caske which from him they unjustly deteine.

And whereupon the said John Addison by Robert Ridgely his Attorney Saith that whereas the said Richard Moy in his life time to wit the three & twentieth day of June 1674 by his certaine bill Obligatory Sealed with the seale of him the said Richard Moy here in Court produced whose date is the day & yeare aforesaid did bind himselfe his heirs execut^{rs} adm^{rs} & assignes to be oweing & indebted unto the said John Addison in the just quantity of two thousand Eight hundred pounds of good leafe tobacco & caske to be paid at the said Richard Moyes Owne Plantation or then dwelling house upon the tenth day of October next ensuing the day of the date of the same bill Obligatory & for good performance thereof the said Richard did bind himselfe his heirs execut^{rs} adm^{rs} & assignes to him the said John Addison his heirs execut^{rs} adm^{rs} & lawfull Attorney notwithstanding which the said Richard Moy in his life time nor the said Elizabeth since his death to whom the execution of the Testament of the said Richard since his death was committed, nor the said Clement Henry & Robert since the death of the said Elizabeth to whom the execution of the testament of the said Elizabeth Since her death hath beene committed the said summe of two thousand eight hundred pounds of tobacco to him the said John Addison according to the tenor of the said writeing Obligatory have not paid though often thereunto required but the same to pay have refused & denyed and as yet doe refuse & deny to pay the same Whereupon the said John Addison Saith he is dampnified and hath lost to the value of foure thousand pounds of tobacco & thereupon he produceth his suite.

And the said Defendants by the Said Robert Carville came & defend the force & injury when &c & pray liberty to imparle hereunto

Liber N N untill next Court and it is granted them the same day is given to the said John Addison

p. 318 Now here at this day to wit the three & twentieth day of June Anno 1677 Came the partyes aforesaid & the said Clement Henry & Robert Say that as to nineteen hundred and Eightene pounds of tobacco part of the said summe of two thousand Eight hundred pounds of tobacco they cannot gainsay for that the said Richard oweth the same unto the said John Whereupon it is granted by the Court here that the said John Addison recover against the estate of the said Richard Moy aswell the sume of nineteene hundred & Eightene pounds of tobacco the debt aforesaid as also five hundred & Eight pounds of tobacco costs of suite.

Samuel Raspin	}	these five causes continued to October Court.
ag ^t		
John Allen		
Jn ^o Addison & Comp ^a		
ag ^t		
Jn ^o Baker		
the same & ux ^r Ex ^{rx} Tho: Dent		
ag ^t		
the Same		
the Same		
ag ^t	}	
Moyes Execut ^{rs}		
John Peerce		
ag ^t		
Jn ^o Addison & ux ^r ex ^{rx} Tho: Dent	}	

Proprietary	}	Memorandum That at a Provinciall Court held the twentieth day of June in the sec- ond year of the Dominion of Charles Ab- solute Lord & Proprietary of the Prov- inces of Maryland and Avalon &c Came here in Court Kenelm Cheseldyn Attorney
ag ^t		
George Oldfeild		
Petronella his wife adm ^{rx} of John Carr		

Gen^l of the said Lord Propry who on this behalfe for the said Lord Propry psecuteth and exhibiteth his certaine information against George Oldfeild & Petronella his wife adm^{rx} of the goods & chattells of John Carr deceased & giveth the Court here to understand & be informed.—That whereas the said John Carr in his life tyme to wit the tenth day of July in the foure & fortith yeare of the Dominion of Caecilius &c Annoq; Doñ 1675 by his certaine writeing Obligatory Sealed with the Seale of the said John here in Court produced was held and firmly bounden unto the right Hon^{ble} Caecilius Lord Baltimore Lord & Propry in the Province aforesaid in the full & just quantity of One hundred thousand p^{ds} of good Sound mer-

chantable tobacco in caske to be paid to the said Lord Baltemore his heirs or assigns To the which payment well & truly to be made the said John Carr did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those presents notwithstanding which the said John in his life time nor the Said Petronella Since the death of the said John while She was Sole nor the said George & Petronella since espousalls betweene them made celebrated to whom all & Singular the goods & chattells rights & credits which were of the Said John at the time of his death by administration have been Comitted have not paid nor satisfied according to the tenor of the same writeing though often thereunto required but the said One hundred thousand pounds of tobacco to pay hath denyed & as yet doth deny to the damage of the said Lord Propry One hundred thousand pounds of tobacco Whereupon the said Kenelm who in this behalfe for the said Lord Proprietary prosecuteth bringeth his information & prayeth that the Said George & petronella his wife may come here into Court & answer in & upon the premisses. Liber N N

And the said George Oldfeild in his proper person cometh & defendeth the force and injury when &c and prayeth heareing of the said writeing & it is read unto him he also prayeth heareing of the Condition of the said writeing & it is read unto him in these words following The Condition of this Obligation is such that if the above-bounden John Carr doe & Shall from tyme to time & at all times hereafter dureing the terme of his Sheriffalty within the said County of Cecil well & truly execute the Office of High Sheriff within the said County aswell in Serveing all writs warrants proces & other precepts to him lawfully directed & shall be brought & delivered to him as also performe all and every act & acts thing and things appurteineing or which shall appurteine to the said Office and also without voluntary concealment fraud or deceit doe yeild & make just accompt to his said Lopps his Lopps Leiu^t Generall his Officer or Officers in that behalfe to be authorized or appointed & of & for all and every such summe or Summes of mony rents revenues fines issues goods chattells tobacco profitts & perquisitts as shall come to his hands or as he ought justly to be charged with for or in respect of the Said Office And also for all Such fees as shall accrue due to the Secretaries Office to be by him Collected shall well & truly render just accompt thereof That then this present Obligation to be void & of none effect or else to stand in full force & virtue Which being read & heard the said George Saith nothing in barr or avoidance of the information aforesaid whereby the said Lord Proprietary as to the said summe of One hundred thousand pounds of tobacco against the said George & Petronella adm^{rs} of the Said John Carr as aforesaid remaine wholly thereof undefended p. 319

Whereupon it is granted by the Court here to wit at s^t Maries the One & twentieth day of June in the second yeare of his Lopps

Liber N N Dominion &c Annoq̃ Doñ 1677 That Cap^t Gerard Slye recover against the estate of the Said John Carr the summe of five thousand seaven hundred & One pounds of tobacco (being so much allowed him Out of the Publique in the hands of the Said John Carr to be collected & paid) and also the Summe of five hundred & Seventy pounds of tobacco costs of suite allowed by the Court.

And also that John Edmondson the assignee of Dominick Bodkin recover against the estate of the said John Carr aswell the Summe of two thousand nine hundred & Seventy—pounds of tobacco being publique dues ordered the Shipp Warrwell Thomas Oliver Comāder together with foure hundred ninty two pounds of tobacco costs of suite.

And it is granted by the Court here that the said George Oldfeild be impowered to collect & receive the Publique Levy & dues which were in the hands of the said John Carr to collect, and which as yet remaine unpaid.

Thomas Notley Esq̃	}	John fanning late of Charles County mer-
ag ^t		chant otherwise called John fanning of
John fanning	}	Charles County Gent was Sumoned to answer
		unto the Hon ^{ble} Thomas Notley Esq̃ Cheife

justice of the Provinciaall Court according to the Libertyes & priviledges as allowed of a plea that he render unto him the just quantity of One & twenty thousand One hundred & ten pounds of good bright & large aronoco tobacco & caske which to him he oweth & unjustly deteineth.

And whereupon the said Thomas Notley by Robert Ridgely his Attorney Saith that whereas the said John fanning the two & twentieth day of June in the first year of the Dominion of the right Hon^{ble} Charles &c over this Province & in the year of Our Lord God 1676 by his certaine writeing Obligatory Sealed with the seale of him the said John fanning & here in Court produced whose date is the day & yeare aforesaid did acknowledge himselfe to be holden & firmly bounden unto the said Thomas Notley in the just quantity of One & twenty thousand One hundred & ten pounds of good bright & large aronoco tobacco & caske to containe it due to be paid to him the said Thomas his certaine Attorney execut^{rs} adm^{rs} or assignes to the payment whereof well & truly to be made the said John fanning did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those presents Notwithstanding w^{ch} the said John the said summe of One & twenty thousand One hundred & ten p^{ds} of tobacco to him the said Thomas according to the tenor of the said writeing Obligatory though often thereunto required hath not paid but the same to pay hath denied & as yet doth deny whereupon the said Thomas Saith he is dampnified & hath lost to the value of twenty five thousand pounds of tobacco & thereupon he bringeth his suite.

And whereupon the said John ffanning by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c & the said John prayeth the hearing of the said writinge Obligatory and it is read unto him he also prayeth the hearing of the Condition of the same writinge Obligatory and it is read unto him in these words vizt The Condition of the above obligation is such that if the abovebounden John ffanning shall well & truly pay or cause to be paid unto the abovesaid Thomas Notley or to his execut^{rs} adm^{rs} or assigns the just quantity of ten thousand five hundred fifty five pounds of good bright & a large aronoco tobacco & caske to conteine the Same at or before the tenth day of October next ensuing the date of the above Obligation in some Secure tight house in Charles or S^t Maries County within halfe an English mile distance from some convenient waterside where boates may conveniently come to take in the same for convenient Shipping thereof without fraud or delay then the abovesaid Obligation to be void & of no effect otherwise to stand & remaine in full force power & virtue which being read & heard the said John ffanning in his proper person the twentieth day of June Anno 1677 came & Saith that as to Eight thousand foure hundred Eighty five pounds of tobacco part of the said ten thousand five hundred fifty five pounds of tobacco he cannot gainsay for that he oweth the said summe to the Said Thomas Notley & is content that judgment passe against him for the same & as to two thousand & Seventy pounds of tobacco other part of the said ten thousand five hundred fifty five pounds of tobacco he the said John hath paid Whereupon it is granted by the Court here that the said Thomas Notley recover against the Said John ffaning the summe of Eight thousand foure hundred eighty five pounds of tobacco the debt afore-said as also the Summe of five hundred fifty two pounds of tobacco costs of suite

Thomas Notley Esq ^r	}	John Wahobb late of s ^t Maries County other-
ag ^t		wise called John Waghobb of S ^t Maries
John Wahobb	}	County planter was Sumoned to answer unto
		the Hon ^{bl} Thomas Notley Esq ^r Cheife justice

of the Provinciaall Court according to the libertyes and priviledges &c allowed of a plea that he render unto him the just quantity of three thousand seventy One pounds of good bright & large Aranoco tobacco & caske to conteine the same which to him he oweth & unjustly deteineth

And whereupon the said Thomas by Robert Ridgely his Attorney saith that whereas the said John the third day of May in the three & forth year of the Dominion of the late Right Noble Lord Caecilius &c deceased (over this Province) & in the yeare of Our Lord God One thousand six hundred seventy five by his certaine bill Obligatory sealed with the seale of him the said John & here

Liber N N in Court produced whose date is the day & yeare aforesaid did acknowledge himselfe to be holden & firmly bounden unto the Said Thomas in the just quantity of three thousand seventy One pounds of good bright & large aronoco tobacco & caske to conteine the Same due to be paid unto him the Said Thomas his certaine Attorney execut^{rs} adm^{rs} or assignes at or before the first day of October next ensuing the date of the same bill Obligatory in Some Secure tight house upon his then dwelling plantation at Pyney point within halfe an English mile distance from Some convenient waterside where boates may conveniently Come to take in the same for convenient Shipping thereof To the payment thereof well & truly to be made the said John Waghopp did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those presents notwithstanding which the said John Waghopp the said summe of three thousand Seventy One pounds of tobacco to him the said Thomas according to the tenor of the Said bill Obligatory hath not paid though often thereunto required but the Same to pay hath denyed & as yet doth deny whereupon the said Thomas Saith he is dampnified & hath lost to the value of foure thousand pounds of tobacco & thereupon he bringeth his Suite.

Now here at this day to wit the twentieth day of June in the Second yeare of the Dominion of Charles &c Annoq̃ Doñ 1677 Came the said John Waghopp by Kenelm Cheseldyn his Attorney and saith that as to Sixteen hundred & thirty pounds of tobacco part of the said summe in the declaration mentioned he hath paid & Satisfied but as to fourteen hundred forty One pounds of tobacco the remainder he cannot gainsay for that he oweth the same to the said Thomas Whereupon it is granted by the Court here that the Said Thomas Notley recover against the Said John Waghopp aswell the summe of fourteene hundred forty One pounds of tobacco the debt aforesaid as also the summe of One hundred sixty foure pounds of tobacco costs of Suite.

p. 321 Thomas Notley Esq̃ } David Driver late of s^t Maries County planter
 ag^t } otherwise called David Driver of s^t Maries
 David Driver } County was Sumōned to answer unto the
 Hon^{ble} Thomas Notley Esq̃ Cheife justice of
 the Provinciaall Court according to the libertyes & priviledges &c
 allowed of a plea that he render unto him the just quantity of two
 thousand One hundred & six pounds of good bright & large arenoco
 tobacco & caske to conteine the Same which to him he oweth & un-
 justly deteineth.

And whereupon the said Thomas Notley by Robert Ridgely his Attorney Saith that whereas the said David the 27th day of April in the 43th yeare of the Dominion of the late Right Noble Lord Caecilius &c deceased over this Province & in the yeare of Our Lord God 1675 by his certaine bill Obligatory Sealed with the Seale of him

the said David & here in Court produced whose date is the day & Liber N N
 yeare aforesaid did acknowledge himselfe holden & firmly bounden
 unto the said Thomas in the just quantity of two thousand One
 hundred & Six pounds of good bright & large arenoco tobacco &
 caske to containe the same due to be paid to him the said Thomas
 Notley his certaine Attorney execut^{rs} adm^{rs} or assignes at or before
 the first day of October next ensueing the date of the same bill
 Obligatory in some Secure tight house in Clements Bay within halfe
 an English mile distance from Some convenient waterside where
 boates may conveniently come to take in the same for convenient
 Shipping thereof To the which payment well & truly to be made
 at tyme & place aforesaid the said David Driver did bind himselfe
 his heirs execut^{rs} & adm^{rs} firmly by those p^rsents notwithstanding
 which the said David Driver the said Summe of two thousand One
 hundred & Six pounds of tobacco to him the said Thomas accord-
 ing to the tenor of the said bill Obligatory although often thereunto
 required hath not paid but the same to pay hath denyed & gainsayed
 & to pay the Same as yet doth deny & gainsay Whereupon the said
 Thomas Saith he is dampnified & hath lost to the value of three thou-
 sand pounds of tobacco & thereupon he bringeth his Suite.

And the Said David Driver by John Jones his Attorney cometh
 & defendeth the force & injury when &c and saith nothing in barr
 or avoidance of the action aforesaid of him the said Thomas Where-
 upon the said Thomas remaineth against the said David wholly un-
 defended Wherefore it is granted by the Court the three & twentieth
 day of June Anno Dom 1677 That the Said Thomas Notley Esq
 recover against the said David Driver the said summe of two thou-
 sand One hundred & Six pounds of tobacco the debt aforesaid to-
 gether with five hundred thirty Six pounds of tobacco costs of Suite.

John Watson	}	these Seaven causes continued till October Court.
ag ^t		
Robert Graham		
the Same		
ag ^t		
Stephen Murty		
Andrew Tenehill		
ag ^t		
Thomas Bankes		
John Wynne		
ag ^t		
John Watson & Thomas Carlisle		
ex ^{rs} Jn ^o Cunningham		
The Same		
ag ^t		
Thomas Spink		

Liber N N	Jn ^o Cooper	}	}
	ag ^t		
	Michael Miller		
	Kenelm Cheseldyn		
	ag ^t		
p. 322	Edw ^d English adm ^r Roger Thorpe	}	}

Samuel Bagbey } This action being comēced in the County
 ag^t } Court of Ann Arundell County by the said
 Thomas Smithwick } Samuel against the defendant Smithwick in an
 action of trover & conversion for a Gunn and
 the plaintiff was there nonsuited upon the Same, whereupon the
 said Samuel did pray an appeale to this Court and it was granted
 him. And the said Samuel having given security for the prosecu-
 tion of the said Appeale the appealant in pursuance of an Order of
 this Court filed his declaration anew in these words vizt

Thomas Smithwick late of Ann Arundell County was Sumōned
 to answer unto Samuel Bagbey of a plea of Trover & conversion &c.

And whereupon the Said Samuel Bagbey by George Parker his
 Attorney Saith that whereas the said Samuel Bagbey the twentieth
 day of October in the yeare of Our Lord God One thousand Six
 hundred Seventy five was possessed of One Gunn about five foot
 by the barrell marked with N : B : with a brasse plate about the Stock
 of the Said Gunn of the value of foure hundred pounds of tobacco
 as of his owne proper goods & the Said Samuel being thereof so
 possessed the said Gunn afterwards out of his possession Colonell
 Samuel Chew did impresse for the service of the Country against
 the Indians and was casually lost which said Gunn afterwards to wit
 about the tenth day of Septem^r in the yeare of Our Lord God 1676
 to the hands of him the said Thomas Smithwick by finding came,
 which said Gunn the said Thomas though often required to wit in
 the month of September 1676 to him to deliver hath refused & Still
 doth refuse to the great damage of him the said Samuell whereupon
 he Saith he is dampnified & hath losse to the value of Eight hundred
 pounds of tobacco & thereupon he bringeth his suite.

And the Said Thomas Smithwick by Thomas Bland his Attorney
 cometh & defendeth the force & injury when &c and Saith he is not
 guilty of the trover & conversion in manner & forme as is specified
 in the declaration & thereupon he putteth himselfe upon the judgment
 of the Court & the plaintiff likewise.

Now here at this day to witt at s^t Maries the three & twentieth day
 of June in the second yeare of the Dominion of Charles Lord Balte-
 more &c Annoq^o Doñi 1677 It is granted by the Court here that the
 said Samuel Bagbey recover against the Said Thomas Smithwick
 the Gunn aforesaid or three hundred pounds of tobacco damages
 occasioned by the Suite aforesaid together with One thousand ninty
 & Eight pounds of tobacco costs of Suite.

Robert Graham	}	Garret Vansweringen late of S ^t Maries Citty	Liber N N
ag ^t		in the County of S ^t Maries was attached to	
Garret Vansweringen		answer unto Robert Graham in a plea of trespas upon the case.	

And whereupon the said Robert by Kenelm Cheseldyn his Attorney complaineth that whereas the said Robert the day of in the year 1676 did accompt together with the said Garret of Severall summes of tobacco then due & oweing from him the said Garret to the said Robert & upon the Said accompt the said Garret was found in arreares to him the said Robert the summe of eleven thousand nine hundred twenty & Six pounds of tobacco In consideration whereof the Said Garret did assume upon himselfe & to the Said Robert did faithfully promise that he the Said Garret when thereunto required the said Summe of eleven thousand nine hundred twenty six pounds of tobacco to him the said Robert would well & truly content & pay notwithstanding which the said Garret the said summe of eleven thousand nine hundred twenty six pounds of tobacco though often required to him the said Robert hath not paid but the same to him to pay hitherto hath & Still doth deny to pay to the damage of him the said Robert the summe of fifteen thousand pounds of tobacco & thereupon he bringeth his suite.

Now here at this day to witt the three & twentieth day of June in the yeare of Our Lord 1677 Came the said Robert by his Attorney aforesaid & offered himselfe against the said Garrat in the plea aforesaid & the said Garret by John Jones his Attorney also came & the said Garret Saith nothing in barr or avoidance of the action aforesaid against him brought wherefore the said Robert remaineth against the said Garret thereof wholly undefended Therefore it is granted by the Court here that the Said Robert Graham recover against the said Garret Vansweringen the said summe of eleven thousand nine hundred twenty six pounds of tobacco damages occasioned by the trespass aforesaid as also five hundred Seventy six pounds of tobacco costs of suite &c

John Jones	}	this action continued untill next Court.
ag ^t		
Philip Lynes		

Thomas Jones	}
ag ^t	
John Jordaine	
John England	
ag ^t	
ffrancis Wynn adm ^r W ^m Marshall	
Roger Baker	
ag ^t	
Thomas Gant	

Liber N N Vincent Lowe }
 ag^t }
 Henry Mitchell }
 Jn^o Young }
 ag^t }
 Jn^o Larkin & Joseph Chew }
 Jn^o Jordaine }
 ag^t }
 Thomas Jones }
 Elizabeth Delaroch ex^{rx} }
 Charles Delaroch }
 ag^t }
 John Allen }
 John Watkins }
 ag^t }
 Richard Hill adm^r James Rawbone }
 Richard Bayly }
 ag^t }
 W^m Dare }
 the Same }
 ag^t }
 the same adm^r Jn^o Parker }
 Christopher Rousby & ux^r ex^{rx} }
 Richard Collett }
 ag^t }
 Anthony Calloway }
 Pope Alvey }
 ag^t }
 Jn^o Jordaine }
 George Oldfeild }
 ag^t }
 Samuel Abbott }
 Jn^o Atkey }
 ag^t }
 W^m Eagle & ux^r adm^r W^m Burges }
 Morgan Jones }
 ag^t }
 Jn^o Rawlings }
 Edward Husbands }
 ag^t }
 Jn^o Tennison th'elder }
 the Same }
 ag^t }
 the Same }
 Moyes ex^{rs} }
 ag^t }
 Jn^o Allen }

these two & twenty causes con-
 untill October Court next.

Robert Carvile	}
ag ^t	
Stephen Murty	
the Same	
ag ^t	
W ^m Russell	
the same	
ag ^t	
the same adm ^r Thomas Chandler	
Samuel Raspin	
ag ^t	}
Jn ^o Stone.	

Upon the petition of Edward Compton of Calvert County That he came a Servant into this Province in the year 1668 & by Indenture was to serve six yeares & that he hath served Out his time, & dureing the said terme absent himselfe from his service certaine tymes to the incurring of certaine penaltyes according to the Strictnesse of the Acts of Assembly in that case made & provided & the said penaltyes the Petitioner hath suffered performed & for the said defaults Served the time he was adjudged to Serve & hath also Since the death of M^r Beckwith his Master in the time of the late Overseer Alexander Younger Suffered extremity of Corporall punishment which the R^t Hon^{ble} the Lord Propry had remitted & pardoned, so that he conceiveth he Ought to be free & to have been so the last month of May & that the p^rsent adm^r of his said Master Beckwith doth refuse to sett him free. p. 324

Which said petition being read the twentieth day of June in the Second year of his Lop^s Dominion &c Anno^q Do^m 1677 It is the judgment of the Court here that the petition^r is free & that the administrator allow the Petitioner for the time he hath Overserved, with his Corne & cloathes according to Act of Assembly.

Thomas Walker	}
ag ^t	
Mary Roe ex ^{rs} Edw ^d Roe	}
Michael Miller	
ag ^t	}
George Browne & Bennit	
Stairs	}
John Allen	
ag ^t	}
Robert Thompson	
the Same	}
ag ^t	
Richard Ambrose	}

Liber N N	Rob ^t Thompson	}	these fiteene causes continued untill October next
	ag ^t		
	John Allen	}	
	the Same		
	ag ^t	}	
	the Same		
	Michael Miller	}	
	ag ^t		
	Jn ^o Cooper & Edw ^d Browne	}	
	Patrick Sulivant		
	ag ^t	}	
	Henry Mitchell		
	John Dobbins	}	
	ag ^t		
	Peter Sayer	}	
	Henry Mitchell		
	ag ^t	}	
	John Eason		
	Anthony Neale	}	
	ag ^t		
	James Taylor	}	
	Thomas Taylor		
	ag ^t	}	
	Jn ^o Stanley		
	Thomas Taylor	}	
	ag ^t		
	George Oldfeild	}	
	Jn ^o Creycroft		
	ag ^t	}	
	John Slye		
	Jn ^o Creycroft	}	
	ag ^t		
	Jn ^o Burditt.	}	

p. 325 Upon the petition of James Disborow That he came into this Country upon an agreement made by his ffather with One M^r Charles Gosprit of London to be an assistant to his Son a merchant in this Country & no otherwise his ffather haveing paid his passage & laid in Provisions for his voyage, & that he is disposed off as a servant to Peter Archer of Calvert County. Which being read it is by the Court this twentieth day of June 1677 Ordered that a Summons be sent to M^r Thomas Impey for John Harris Master of the Shipp Dover to appeare before the Chancellour to testifie whether the petitioner be a Servant or not & that the said Impey have notice not to cleare the said Shipp untill the said master hath performed the Same.

Charles Boteler	}
ag ^t	
George Lockier	}
Redmond ffitz Gerald & Dominick	
Bodkin	}
ag ^t	
W ^m Wells	}
Jarvis Ballard	
ag ^t	}
Henry Smith	
Mary Tilghman ex ^{rx} Ri: Tilghman	}
ag ^t	
Henry Mitchell	}
Arthur Carleton adm ^r Thomas	
Carleton	}
ag ^t	
Richard Bayly	}
W ^m Pyper	
ag ^t	}
Thomas Smith	
Jn ^o Addison & ux ^r ex ^{rx} Thomas	}
Dent	
ag ^t	}
Thomas Potter adm ^r George	
Marshall	}
James Connaway	
ag ^t	}
Ralph Sedgwick	
George Parker	}
ag ^t	
Edward English adm ^r Roger	}
Thorpe.	
the same	}
ag ^t	
the same	}
James Rigbey	
ag ^t	}
W ^m Bery	
Stephen Luffe	}
ag ^t	
James Rumsey	}
Richard White	
ag ^t	}
Thomas Banks adm ^r George	
Beckwith	}

these sixteen causes continued
untill October Court next.

Liber N N	Jonathan Squire adm ^r Jn ^o	}
	Morecroft	
	ag ^t	
	Lewis Blangy & ux ^r adm ^{rx}	
	Tobias Wells	
	Joseph Hext	
	ag ^t	
	Pope Alvey	
	Peter Sayer	
	ag ^t	
	James Thomison.	}

p. 326 W^m Dare adm^r } Humphrey Jones late of S^t Maries County other-
 Jn^o Parker } wise called Humphry Jones now resideing in
 ag^t } Petuxent River in Calvert County was Sumoned
 Humphrey Jones } to answer unto W^m Dare adm^r of the goods &
 chattels of John Parker deceased of a plea that
 he render unto him nine hundred & fifty pounds of tobacco which
 from him he unjustly deteineth.

And whereupon the said W^m by Robert Carville his Attorney Saith that whereas the said Humphry the nine & twentieth day of May in the yeare of Our Lord One thousand six hundred Sixty nine by his certaine writeing Obligatory sealed with the Seale of him the said Humphry & here in Court produced whose date is the same day & yeare aboveswriten did grant himselfe bound to the said Jn^o Parker now deceased his heirs execut^{rs} adm^{rs} & assignes in a penall summe of nine hundred & fifty pounds of good merchantable tobacco & caske to pay or cause to be paid unto the said Jn^o Parker his heirs execut^{rs} or assignes the full & just summe of foure hundred Seventy & six pounds of like merchantable tobacco & caske as abovesaid at or before the tenth day of October next ensueing the date of those p^rsents Yet the Said Humphry the said summe of nine hundred & fifty pounds of tobacco to the said Jn^o in his life time nor to the said W^m adm^r to the said John hath not paid though often thereunto required but the same to pay hitherto hath & still doth altogether refuse & deny to pay the same whereupon the said John Saith he is dampnified & hath losse to the value of twelve hundred pounds of tobacco And thereupon he bringeth his suite. And the said W^m brings here in Court the Letters Testamentary of the said Johns estate by which it may appeare to the Court here that he is adm^r & hath right of administration

And the said Humphry by Kenelm Cheseldyn his Attorney cometh and defendeth the force & injury where &c & prayeth liberty to im-
 parle hereunto until the next Court & it is granted him the same day
 is given to the said W^m Dare

Att which next Court to witt the three & twentieth day of June

Anno 1677 Came the said Humphry by his said Attorney but the said W^m Dare came not to prosecute his plaint aforesaid Whereupon it is granted by the Court here that the said Humphry recover against the said W^m Dare the summe of _____ pounds of tobacco costs of Suite & the said W^m in mercy for his false claime. Liber N N

Upon the Petition of Clement Hill late High Sheriff of S^t Maries County That the Petitioner last Court petitioned for Sheriffs fees due to him that should have been paid him last yeare by s^t Maries County for imprisonment of One Thomas Drake, which petition was granted but because this Courts Order touching the Same to the justices of S^t Maries County Court that they may Levy the same this next Cropp is only wanting, he humbly craves he may have such an Order Signed by One or more of the justices of this Court to certifie the said Justices the truth of the p^rmisses. It is the Opinion of the Court here this One & twentieth day of June 1677 That the County be discharged of paying the fees aforesaid.

John Edmondson	}	these Six causes continued untill October Court next.
ag ^t		
Edward Man adm ^r Rob ^t		
Harwood		
Thomas ffisher & Comp ^a		
ag ^t		
John Brookes adm ^r W ^m		
Worgan		
Thomas ffisher		
ag ^t		
the Same	}	
W ^m Handman		
ag ^t		
the Same		
The Same		
ag ^t		
the Same		
Jn ^o Jones		
ag ^t		
Joseph Chew		

Ebeneser Millam	}	George Oldfeild late of Caecil County Gent & Petronella his wife the Relict & Executrix of the last will & testament of John Carr deceased was sumoned to answer unto Ebe- neser Millam of a plea that they render unto him the full and just Summe of two thou- sand eight hundred pounds of good sound merchantable tobacco & caske which from him they unjustly deteine.
ag ^t		
George Oldfeild &		
Petronella his wife ex ^{rx}		
Jn ^o Carr		

p. 327

Liber N N And whereupon the Said Ebeneser Millam by George Parker his Attorney Saith that whereas the Said John Carr the twenty fifth day of October One thousand Six hundred Seventy five by his certaine writeing Obligatory signed with the hand of the Said John Carr & here in Court produced whose date is the day & yeare above-said did acknowledge himselfe indebted unto Ebeneser Millam merchant in the full and just summe of two thousand eight hundred pounds of good sound merchantable tobacco & caske to containe the same to be paid upon all demands in Baltemore or Cecil County conveniently unto the said Ebeneser Millam his heirs or assignes and for the true performance thereof he the said John Carr did bind himselfe his heirs executors adm^{rs} firmly by those p^{rs}ents notwithstanding the said John Carr the said summe of two thousand eight hundred pounds of tobacco to him the said Ebeneser in his life time hath not paid according to the tenor of the said writeing Obligatory nor the Said Petronella while she was Sole to whom letters testamentary of the goods and chattells of the said John Carr was committed nor the said George Oldfeild Since espousalls betweene them celebrated though often thereunto required hath not paid but the Same to pay hath refused & still doth refuse whereupon the Said Ebeneser Saith he is dampnified and hath losse to the value of five thousand pounds of tobacco & thereupon he bringeth his suite.

Now here at this day to witt the twentieth day of June in the second yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Domⁱⁿⁱ 1677 Came the said George Oldfeild in his proper person & Saith nothing in barr or avoidance of the action aforesaid of him the said Ebeneser whereupon the said Ebenesar remaineth against the said George & Petronella thereupon undefended Whereupon it is granted by the Court here that the said Ebenesar Millam recover against the estate of the said John Carr aswell the summe of two thousand eight hundred pounds of tobacco the debt aforesaid as also the Summe of five hundred & Sixteene pounds of tobacco cost of Suite.— but so as execution stay till the tenth of October next.

Bryan Rogers and	} Robert Carvile late of St Maries County Henry Carew & Clement Hill Executors of the last will & testament of Elizabeth Moy deceased executrix of Richard Moy deceased were Summoned to answer unto Bryan Rogers & John Grill in a plea that they render unto them the summe of twenty thousand three hundred fifty and six pounds of tobacco which from them they unjustly deteine.
Jn ^o Grill	
ag ^t	
Moyes Execut ^{rs}	

And whereupon the said Bryan & John by Kenelm Cheseldyn their Attorney Say that whereas the said Richard Moy in his life time to wit the three & twentieth day of May in the yeare of Our Lord 1672 did by his certaine writeing Obligatory Sealed with the Seale of the said Richard here in Court produced whose date is the same

day & yeare abovewritten did acknowledge himselfe holden & firmly indebted unto the said Bryan Rogers and John Grill of ffalmouth in Old England merchants in the full & just quantity of twenty thousand three hundred fifty six pounds of good sound merchantable leafe tobacco & caske according to Act of Assembly to be paid unto the said Bryan Rogers and John Grill their heirs execut^{rs} adm^{rs} or assignes at or before the tenth day of October next ensueing the date thereof in some convenient place in the County To which payment well & truly to be made he did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those presents Notwithstanding the said Richard Moy in his life time the said sume of twenty thousand three hundred fifty Six pounds of tobacco according to the tenor of his Said writing Obligatory hath not paid though often thereunto required nor the said Elizabeth in her life time nor the said Robert Henry & Clement Since his death execut^{rs} of the last will & testament of the Said Elizabeth executrix of the said Richard Since his death hath not paid though often thereunto required but the same to pay hitherto hath & Sill doe deny to pay to the damage of the Said Bryan & John twenty Eight thousand pounds of tobacco & thereupon they bring their Suite.

And the said Executors by Robert Carvile their Attorney come & defend the force & injury when &c and Say that as to fifteen thousand two hundred & forty pounds of tobacco part of the said summe of twenty thousand three hundred fifty six pounds of tobacco in the declaration mentioned is already paid to the said Bryan & John but as to the Summe of five thousand One hundred & Sixteen pounds of tobacco the remainder they cannot gainsay but are content that judgment passe against them as execut^{rs} as aforesaid for the sume Whereupon it is granted by the Court here the three & twentieth day of June in the Second yeare of the Dominion of Charles Lord Baltimore &c Annoq Doñ 1677 That the said Bryan Rogers & John Grill recover against the estate of the said Richard Moy the summe of five thousand One hundred & Sixteen pounds of tobacco the remainder of the debt aforesaid as also the summe of five hundred thirty two pounds of tobacco costs of suite.

Josias ffendall defendant upon an attachment of the State of Hugh O Neale costs allowed by the Secretary to be paid him by Stephen Murty plaintiff One thousand and Seventy pounds of tobacco.

Richard Angell & Samuel Groom	} W ^m King late of Calvert County otherwise called W ^m King of the County of Calvert planter was Sumoned to answer unto Richard Angell & Samuel Groom of the Kingdome of England marriners in a plea that he render unto them the summe of sixteen hundred pounds of tobacco & caske which to them he oweth & unjustly deteineth
ag ^t	
W ^m King	

Liber N N

And whereupon the said Richard & Samuel by Robert Carville their Attorney Say That whereas the said W^m King the Sevententh day of May in the yeare 1675 by his certaine writeing Obligatory sealed with the Seale of him the said W^m & here in Court produced whose date is the day & yeare aforesaid did acknowledge himselfe to be holden & firmly indebted unto the said Richard Angell & Samuel Groom in the full & just Summe of Sixteen hundred pounds of good sound merchantable tobacco & caske to be paid to the said Richard Angell or Samuell Groom or either of them their heirs or assignes upon demand after the tenth day of November next ensuing the date thereof notwithstanding which the said W^m King the said summe of sixteen hundred pounds of tobacco & caske though often thereunto required to them the said Richard & Samuel or either of them according to the tenor of his said writeing Obligatory hath not paid but the same to pay hath denyed & yet doth deny to pay the same to the damage of the said Richard & Samuel three thousand pounds of tobacco & thereupon they bring their suite.

Now here at this day to wit the One & twentieth day of June in the yeare of Our Lord God 1677 came the said W^m King in his proper person and Saith nothing in barr or avoidance of the action aforesaid of them the Said Richard & Samuel Whereupon it is granted by the Court here that the said Richard Angell & Samuel Groome recover against the said W^m King the summe of Sixteen hundred pounds of tobacco the debt aforesaid together with five hundred fifty & two pounds of tobacco costs of Suite.

Michael Miller	}	these Six actions continued till October Court.
ag ^t		
Robert White		
Richard Peacock		
ag ^t		
Henry Allison		
Thomas Mountfort		
ag ^t		
James Wass		
The Same		
ag ^t		
W ^m Taylor		
Jn ^o Newton		
ag ^t		
Robert Dim	}	
Kenelm Cheseldyn		
ag ^t		
John Wells	}	

Edward Laight	}	these foure causes agreed.
ag ^t		
W ^m Rosewell		
Edward Cooke		
ag ^t		
the Same		
W ^m Hibberd		
ag ^t		
Jn ^o Jordaine & W ^m Rosewell		
Thomas Crundall		
ag ^t	}	
the Same		

Liber N N
p. 329

An Inventory of certaine goods & merchandizes belonging to Cap^t George ffulford of London Sequestred appraised & delivered unto Thomas Peighen Master of the good Ship Ruth of London in satisfaction of the hire of the said Shipp Ruth & Seamens wages for the terme of twelve months done in Obedience to a writ of Sequestration to Us the Subscribers directed beareing date the 24th day of April Anno Domⁱ 1677

		£	s	d	
	1 barrell of Cannon powder cont ^t 100 ^t	“	004	=00	=00
	7 rundletts of fine ditto cont ^t 94 ³ / ₄	“	004	=15	=00
	3 Small caske of Shott cont 2C ¹ / ₂ at.....	“	002	=03	=09
N ^o 1.	1 ditto of nayles cont 14000 ^m of 6 ^d & 5000 ^m of 10 ^d	“	003	=09	=05
2.	1 ditto cont 40000 ^m of 4 ^d nailles & 12 wooding axes.....	“	005	=05	=01
3	1 ditto cont 25000 of 6 ^d nailles.....	“	004	=17	=01
4	1 ditto cont 12000 of 10 ^d nailles.....	“	003	=03	=00
5	1 ditto cont 3000 of 20 ^d nailles & 12 wooding axes.....	“	002	=02	=05
43	One caske of iron ware containeing 9 iron wedges weighing 48 ^t at 4 ^s p ^t	“	000	=16	=00
	4 paire of maul rings cont 22 ^t at 4 ¹ / ₂ ^d	“	000	=08	=03
	1 dozen of Brantry hoes.....	“	001	=01	=00
	1 doz: of broad ditto.....	“	000	=18	=00
	1 doz: of narrow ditto.....	“	000	=13	=00
	1 doz: of handbills.....	“	000	=13	=00
	6 felling axes.....	“	000	=09	=06
	4 markeing irons.....	“	000	=04	=00
	2 claw hammers at 18 ^d a Ps.....	“	000	=03	=00
	3 paire of large tobacco tongs.....	“	000	=04	=06
	1200 of large 2 ^s nailles.....	“	000	=13	=00
	1 brasse weight bell fashion & a par-cell of others brasse.....	“	000	=14	=00

G. F.
Imprimis

Liber N N			£ s d		
	44	A Small caske of iron ware cont			
		8000 of 4 ^d nailes at 2 ^s p in.....	"	000=16=00	
		1000 of 20 ^d ditto.....	"	000=08=00	
		7000 of 10 ^d ditto.....	"	001=16=09	
	45	One caske of iron ware Cont			
		12000 of 6 ^d rofe nailes.....	"	001=16=00	
	46	One bundle Cont			
		2 paire of long Stilliards at 24 ^s a p ^r	"	002=18=00	
		1 paire of lesser ditto.....	"	000=11=00	
		1 paire of brasse scales & beame.....	"	000=11=00	
		2 Crosse cutt Sawes & 4 files.....	"	000=16=06	
	39	One baile of Stockins cont			
		37 doz : of course yarne hose at 16 ^s p doz :..	"	029=12=00	
		11 doz : of white Irish hose at 13 ^s p dozen..	"	007=03=00	
		7 doz : of white yarne ditto.....		0007=07=00	
	40	One baile ditto Cont			
		47 dozen of mens yarne hose at 19 ^s p doz :..	"	044=13=00	
		3 dozen of boyes ditto at 13 ^s p doz.....		0001=19=00	
		3 dozen & 11 paire of mens worsted at } 40 ^s p doz.....	"	007=16=08	
	47	One dry ffatt Cont			
		13 dozen of mens wooden heeled Shoes			
		at 30 ^s doz.....	"	025=07=00	
		8 doz & 7 paire of plaines at 28 ^s	"	012=04=00	
		1 doz : of Boyes ditto.....	"	001=02=00	
p. 330		6 dozen of mens fall Shoes at 39 ^s p doz....	"	0011=14=00	
		2 doz : womens wooden heeld at 28 ^s p doz..	"	0002=16=00	
		6 paire of boyes plaine Shoes.....	"	0000=10=00	
		4 paire of falls ditto.....	"	0000=05=08	
		1 paire of Childrens at.....	"	0000=01=05	
		8 paire of mens plaine at 2 ^s 4 ^d p paire....	"	0000=18=08	
		5 paire of falls ditto at.....	"	0000=16=03	
	20	One Baile Containeing			
		28 ps coloured fustian N ^o . 1. at 15 ^s p ps...	"	0021=00=00	
		16 ps ditto N ^o . 2. at 16 ^s p ps.....	"	0012=16=00	
		16 ps of Jaynes n ^o . 3. at 20 ^s p ps.....	"	0016=00=00	
	7	One Baile cont			
		13 ps of browne Ozenbrigg all being }			
		997½ yds at 9 ^d p yard.....	"	0037=08=01	
	12	One trunk Containeing			
		20 ps of Isingham hollan at 2 ^s 6 ^d p elle }			
		in all 387¾ Ells.....	"	0048=09=04	
		30 ps of hollan being 570¾ Ells at 4 ^s p Elle..	"	0114=03=00	
		One chest Containeing			
		25 fustian ffrocks at 5 ^s p ps.....	"	0006=05=00	
		19 painted Calico Gownes at 14 ^s p ps.....	"	0013=06=00	

£ s d Liber N N

- 5 Kersey Sutes of N^o. 3 one of which } ... "0003=05=00
moatheaten at 13^s p suite..... }
- 18 One baile Cont
6 ps canvas being all 484 $\frac{3}{4}$ Ells at 12^d
p Elle } .. "0048=05=00
- 19 One Baile Cont
5 ps Canvas in all 480 $\frac{1}{4}$ Ells at 12^d p Elle }
- 4 One Baile Cont
15 ps of browne Ozenbriggs }
in all 1003 $\frac{3}{4}$ yds..... }
- 5 1 baile cont } at 9^d p yd.. "0076=16=11
15 peeces of ditto in all 1045 $\frac{1}{2}$
yds }
- 5 ps of Crocus for wrappers at 14^s p ps... "0003=10=00
- 11 One baile cont 30 ps white Ozenbriggs } .. "0041=12=04
1109 $\frac{3}{4}$ yds at 9^d..... }
- 3 ps of dowlas being 155 $\frac{1}{4}$ Ells at 17^d
p Elle } .. "0010=19=11
- 1 ps of Crocus at 14^s..... "0000=14=00
- 2 ps of striped linnen q^t 86 yds at 13^d p yd.. "0004=13=02
- 50 One baile Cont
10 ps of cloth serge whereof 4 ps is part
moatheaten w^{ch} is in the price allowed } .. "0035=00=00
for being at 3 £ 10^s p ps..... }
- 32 One Baile Cont 10 ps broadcloth being
all 201 $\frac{3}{4}$ yds 25 yds of w^{ch} is moth-
eaten w^{ch} is deducted so remains 176 } .. "0052=16=00
yds at 6^s p yd..... }
- 33 One baile Cont 10 ps of coarse cloth
in all 211 yds 31 yds of w^{ch} is moth-
eaten & deducted so remaine 180 yds } .. "0036=00=00
at 4^s p yd..... }
- 30 One Baile Cont 30 ps of Hallifax being
931 $\frac{1}{2}$ yds of which is motheaten 13 } .. "0062=02=00
yds at 16^d p yd..... }
- 56 yds of dampnified cloth in the 20 ps
abovenamed at 18^d p yd..... } .. "0004=04=00
- One great Chest Cont 45 Hallifax wast-
coats at 4^s 4^d..... } .. "0009=15=00
- 20 sutes of Cloth serge N^o. 5. at 30^s p sute.. "0030=00=00
- 66 of Single Serge N^o. 3 at 22^s p sute..... "0072=12=00
- 50 of other serge N^o. 6 at 18^s p sute..... "0045=00=00
- 30 sutes of broad cloth N^o 4 at 26^s p sute.. "0039=00=00
- paid by discompt for the Seamen as } .. "0054=14=06
p a note under the Masters hand.. }

Liber N N

	£	s	d
1 large trunck at 114 ^s whereof is re- turned 7 ^s 2 ^d	114	00	00
 "0000=06=10.		
Total sume=	1009	16	00.

Wittnes Our hands & Seales the 9th day of May Anno 1677
 All the above said Goods & merchan- Tho: Marsh (seale)
 dizes amounting to the summe of One Phil: Lloyd (seale)
 thousand ninty nine pounds sterling. Samuel Torey (seale)
 Received more & sixteen shillings p me Henry Hosier (seale)
 May the 9th 1677. Thomas Peighin

p. 331 May the 9th 1677.

The seamen belonging to the Shipp Ruth Debtor to George ffulford merchant of London

	£	s	d
Nathaniel Buskell mate.....	13	10	00
Edmund Copping	06	00	00
Jn ^o Bennit	12	00	00
W ^m Harris	04	10	00
Jn ^o Kirby	03	10	00
John Cookney	03	00	00
Richard Leavens	01	10	00
John Westcoate	04	04	06
To a nonsuite ag ^t M ^r Peighin	1299	06	10
cont in tobacco..... 1154 ^t			
To Sheriffs ffees..... 145			
Errors excepted p Edward Leach	= 54=14=06		

Allowed by me Thomas Peighin.

Which being read & heard it is the judgment of the Court here the nineteenth day of June 1677 That the returne of the Sequestration aforesaid is good and valid.

Edward Dorsey adm ^r	}
Nicholas Wyat	
ag ^t	
Thomas Bland & Damoris	
his wife	
Thomas Notley Esq ^r	
ag ^t	
Dominick Bodkin	
John Pawson & Comp ^a	
ag ^t	
Jonathan Sibrey	

Lidia Solly }
 ag^t }
 Rob^t Toate & W^m Rosewell }
 the Same }
 ag^t }
 the same }
 the same }
 ag^t }
 W^m Rosewell }
 Edward Pynn }
 ag^t }
 Charles James }
 Mary Clements }
 ag^t }
 John Cock }
 Thomas Marsh }
 ag^t }
 Richard Bayly }
 Gerard Slye }
 ag^t }
 W^m Rosewell }
 the same }
 ag^t }
 the same. }

these eleaven causes continued untill
 October Court next.

Jonathan Sibrey }
 ag^t }
 James Mills ex^r Samuel }
 Boston }
 Richard Clowter }
 ag^t }
 Robert Doyne }
 Richard Ambrose }
 ag^t }
 John Allen }
 Mathew Nelson }
 ag^t }
 John Allen }
 the Same }
 ag^t }
 Jn^o Cane & Ed: Denis }
 the same }
 ag^t }
 George Godfry }
 Stephen Murty }
 ag^t }
 John Sanders }

Liber N N	the Same	these Seventeen causes continued till next October Court.
	ag ^t	
	the same	
	the same	
	ag ^t	
	the same	
	the same	
	ag ^t	
	John Allen	
	Peter Watts ex ^r Rob ^t	
	Cager	
	ag ^t	
	John Evans	
	Hugh Reynolds	
	ag ^t	
	Robert Large & Eliz:	
	Greene	
	Mark Cordea	
	ag ^t	
	John Harris	
	W ^m Drope & Tho: Elwes	
	ag ^t	
	Edward Turner ex ^r	
	W ^m Singleton	
	John Cowdear	
	ag ^t	
	Mary Roe ex ^{rx} Ed: Roe	
	Richard Pery & Tho: Gant	
	ag ^t	
	Rob ^t Nedham	
	Mary Gittings adm ^r	
	Jn ^o Gittings	
	ag ^t	
	Abraham Rhodes.	
p. 333	John Cock adm ^r	
	ffrancis Barnes	
	ag ^t	
	Charles James	
	Thomas Notley Esq ^p	
	ag ^t	
	Dominick Bodkin	
	John Evans	
	ag ^t	
	Peter Watts ex ^r Robert	
	Cager	

John Addison & ux^r Ex^{rx} }
 Tho: Dent }
 ag^t }
 John Blomfeild }
 W^m Taylour }
 ag^t }
 W^m Layton }
 Jarvis Ballard }
 ag^t }
 Richard Pery }
 Henry Coursey Esq }
 ag^t }
 Peter Sayer }
 Ninian Beale }
 ag^t }
 James More }
 W^m Gibson }
 ag^t }
 John Bell }
 Thomas ffrances }
 ag^t }
 John Darby }
 Howells Execut^{rs} }
 ag^t }
 George Wells }
 Henry Stockett }
 ag^t }
 Thomas Bland }
 John Quigley }
 ag^t }
 Henry Verburgh }
 Lawrence Drapper }
 ag^t }
 Cornelius Howard }
 the Same }
 ag^t }
 the same }

these fiveteen causes Continued untill
 next October Court.

W^m Raules adm^r Edward }
 Coppage }
 ag^t }
 Thomas ffrances }
 W^m Coleborne }
 ag^t }
 ffrancis Gunby }

the def^{ts} by Robert Carvile their At-
 torny appeare & imparle untill October
 Court next.

Liber N N P. 334	Thomas Jones ag ^t Garret Vansweringen Charles Howell ag ^t John Jorden Edward Inglish ag ^t George Oldfeild the same ag ^t the Same John Ogle ag ^t the same ffrances Hide ag ^t Garret Vansweringen Jacques Causeene ag ^t Raymond Stapelfort W ^m Demayer ag ^t Garret Vansweringen Robert Ridgely ag ^t Thomas Peighin Jn ^o Deery ag ^t the same Robert Carvile ag ^t Thomas Simpson Stephen Murty ag ^t John Coates	}	these defend ^{ts} by John Jones their Attorney appeare & imparle until October Court next.		
	John Moll ag ^t Stephen Tully			}	unlesse the defend ^t appeare next October Court the Sheriff of Talbott County amerced.
	Michael Taylor ag ^t Thomas Price the same & Ambrose Barnes ag ^t the same				

Christopher Hassell }
 ag^t }
 Richard Nash }
 Elizabeth Hopkinson ex^{rx} }
 Jonathan Hopkinson }
 ag^t }
 John Edmondson }
 Thomas Jones }
 ag^t }
 Alexander Drapper }

The defendants by Robert Ridgely
 their Attorney appeare & imparle untill
 the next Court.

Liber N N

W^m Dare }
 ag^t }
 Jn^o Brookes adm^r }
 W^m Worgan }
 W^m Tregoe }
 ag^t }
 the Same }
 Daniel Clarke }
 ag^t }
 the Same }
 the Same }
 ag^t }
 the Same }
 John Moll }
 ag^t }
 the Same }
 the Same }
 ag^t }
 the Same }
 John ffoster }
 ag^t }
 the Same }

p. 335

the defendant by Thomas Jones his Attorney ap-
 peares & imparle untill October Court next.

Henry Stockett & James }
 Stavely ex^{rs} Nath: Stiles }
 ag^t }
 Charles James }
 W^m Tregoe }
 ag^t }
 Thomas Clegatt. }
 Proprietary }
 ag^t }
 Charles James }
 W^m Rosewell }
 ag^t }
 Gerard Slye }

the def^{ts} by Christopher Rousby their
 Attorney appeare & imparle untill Octo-
 ber Court next.

Liber N N Richard White }
 ag^t } Unless the def^t appeare next Court the Sheriff
 W^m Dare } of Calvert County amerced.

W^m Hill }
 ag^t } the Sheriff of Dorchester the same.
 John Rawlings }

Stephen Murty adm^r Jn^o }
 Bayly }
 ag^t }
 Richard Bayly }
 Charles Howell } these def^{ts} by Kenelm Cheseldyn their
 ag^t } Attorney appeare & imparle till October
 Robert Hilton } Court next.
 the Same }
 ag^t }
 Peter Denis. }

p. 336 Comānd was given to the Sheriff of S^t Maries County That by good & lawfull men of his Bayliwick he make Knowne to Mark Cordea that he be here the 19th day of June 1677 to Show cause if any he have why execution should not issue against him upon a judgment obtained against him by John Balley deceased Att which said 19th day of June the Same Sheriff maketh returne of the same writ that he had made Knowne to the said Mark that he be & appeare here at the day & place as by the same he was comānded, Afterwards to wit the twentieth day of June in the yeare aforesaid the said Mark Cordea being called & no Attorney appeareing in his behalfe It was informed the Court that the said Scire facias was illegally executed being done upon a Sunday & Thomas Wynn under Sheriff being called & demanded to say the truth in the premisses did acknowledge the same by him Served as aforesaid Whereupon it is the Opinion of the Court here that the Said returne is no good returne & that Stephen Murty adm^r of the said John Balley who sued Out the same writ take nothing thereby.

Thomas Notley Esq^r }
 ag^t } Unless the def^t appeare next October Court
 Thomas Lomax } the Sheriff of s^t Maries County amerced.

Thomas Crundall }
 agt }
 John Jordaine }

W ^m Hibberd	}	these six actions are agreed.
ag ^t		
the Same		
Marke Cordea		
ag ^t		
Jn ^o Harris		
W ^m Coleborne		
ag ^t		
John Tyler		
Jn ^o Bearcroft		
ag ^t		
Stephen Murty		
Johanna ffarrer	}	
ag ^t		
W ^m Cannaday.		

W^m Combes } George Robins late of Talbott County was to
 ag^t } answer unto W^m Combes in a plea that he render
 George Robins } unto him the summe of six thousand six hundred
 Sixty Six pounds of tobacco which to him he oweth
 & unjustly deteineth

Afterwards to wit the three & twentieth day of June Anno Dom̃
 1677 Came the said W^m by Robert Ridgely his Attorney & (the
 defend^t being then present in Court) prayed Speciall bayle to the
 action aforesaid, whereupon the Said George Robins was comitted
 into the Custody of the Sheriff of s^t Maries County untill he hath
 performed the same, afterwards to wit the same 23th day of June
 Came the said George Robins with Major James Ringold his suerty
 before the Hon^{ble} the Secretary & the Said James Ringold did
 acknowledge to Owe unto the said W^m Combes the summe of thirteen
 thousand three hundred thirty two pounds of tobacco in case the said
 George Robins did not pay the condemnation of the said suite (if
 any) or that the said George Robins did not thereupon render his
 body to Prison.

M^r Robert Ridgely

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S^r pray be pleased to proceed no farther in the buisnesse depend-
 ing between M^r Robins & me & therein will Oblige
 Sept 28th 1677.

Y^r Servant

William Combes

John Edmondson } Com̃and was given the Sheriff of Talbott County
 ag^t } that he take Jarvis Barty late of his County mer-
 Jarvis Barty } chant if &c So as he have his body here the 19th
 day of June 1677 to answer unto John Edmond-
 son in a plea of trespas upon the case.

Liber N N Att which said 19th day of June the Same Sheriff maketh returne of the writ aforesaid That the said Jarvis Barty is not found in his Bailiwick Whereupon the said John Edmondson by Robert Ridgely his Attorney prayed an attachment against the estate of the said Jarvis and it is granted unto him.

Jonathan Sibrey	}	Comānd was given to the Sheriff of Baltemore County that he take George Gunnell if &c & him Safe Keepe so that he have his body here the 19 th day of June 1677 to satisfie unto Jonathan Sibrey aswell the Summe of Seaven thousand pounds of tobacco a certaine debt for damages recovered against him the eighth & twentieth day of April then last past whereof he is convict as also the summe of One thousand & foureteen pounds of tobacco for costs of suite. Att which said 19 th day of June the same Sheriff maketh returne of the writ aforesaid that he hath taken the body of the said Edward Gunnell whom he hath ready at the day & place as by the same writ he was required. Afterwards to wit the two & twentieth day of the same June Came the said Edward Gunnell & prayed his Lopps writ of Error & Supersedeas upon the said judgment & execution and it is granted him according to the act of Assembly Whereupon Came the Said Edward Gunnell with James Mills & Joseph Chew his Suertyes and did in Open Court acknowledge to owe unto the said Jonathan Sibrey the Summe of sixteen thousand twenty eight pounds of tobacco to be levied of their goods or chattells Lands or tenements to the use of the said Jonathan in case the said Edward Gunnell doe not at the next General Assembly to be holden for this Province prosecute the said writ of Error with effect & also Satisfie & pay if the said judgment be affirmed all & Singular the debts damages & costs adjudged or to be adjudged upon the said judgment & all costs & damages also to be awarded for delaying of execution Unlesse the said Edward Gunnell doe pay the Same or render his body to Prison.
ag ^t Edward Gunnell		

John Edmondson	}	the defend ^t by George Parker his Attorney appeares & imparles till October Court.
ag ^t Robert Clarke		

Clement Hill	}	Comānd was given to the Sheriff of s ^t Maries County That he take George Tite if & so that he have him here the 19 th day of June 1677 to answer unto Clement Hill in a plea of trespas upon the case Att which said 19 th day of June the sheriff maketh returne of the said writ that the Said George Tite is not found in his Bailiwick Whereupon the said Clement by Kenelm Cheseldyn his Attorney prayed an attachment against the Said George Tite his estate the said George being a fforeigner & it is granted unto him.
ag ^t George Tite		

George Tite	}	these defendants by Kenelm Cheseldyn their At- torny appeare & imparle untill October Court next.
ag ^t		
Clement Hill		
Richard Pery		
ag ^t		
John Baker	}	

Denis Sulivant	}	the def ^t by Robert Carvile his Attorney appeares & imparle till October Court next.
ag ^t		
Elizabeth Greene	}	

Mark Cordea	}	the def ^t by Christopher Rousby his Attorney appeares p. 338 & imparle untill October Court next.
ag ^t		
W ^m Coleborne	}	

W ^m Nichols	}	Comand was given to the Sheriff of Talbott County That he take Richard Royston if &c So that he have him here the 19 th day of June 1677 to answer unto W ^m Nichols in a plea of trespas upon the case. Att which said 19 th day of June the Same Sheriff maketh returne of the writ aforesaid that the Said Richard Royston is not found in his Bailiwick Whereupon the said W ^m by Robert Carvile his Attorney prayed an attachment against the goods & Chattells of the Said Richard & it is granted unto him
ag ^t		
Richard Royston	}	

Elizabeth Hopkinson	}	Comand was given the Sheriff of Talbott County that he take Richard Royston if &c So that he have him here the 19 th of June 1677 to answer unto Elizabeth Hopkinson Executrix of the last will & testament of Jonathan Hopkinson deceased in a plea of trespas upon the case. Att which said 19 th day of June the Same Sheriff maketh returne of the writ aforesaid that the said Richard Royston is not found in his Bailiwick. Whereupon the said Elizabeth by Robert Carvile her Attorny prayed an attachment against the goods & chattells of the said Richard & it is granted unto her.
Ex ^{ra} Jon: Hopkinson		
ag ^t		
Richard Royston	}	

Stephen Murty	}	Robert Needham late of Charles County was at- tached of his being here the 19 th day of June 1677 to answer unto Stephen Murty in a plea of trespas.
ag ^t		
Robert Needham	}	

Att which said 19th day of June the Sheriff of
the said County Saith that for danger of death he could not have
the said Robert here at the day aforesaid being Sick & weake, Where-
upon day is given to the said Sheriff untill October Court next to
bring the said Robert here to answer the Said Stephen in the plea
aforesaid.

Liber N N Thomas Bowdell } this action in replevin the def^t by Robert Ridgely
 ag^t } his Attorney appeares & imparles untill next Court.
 Charles Boteler }

ffrancis Hill }
 ag^t } the pft by Christopher Rousby his Attorney files
 Mathew Warde } two bills ag^t the def^t & the def^t One of the At-
 the same } tornyes of this Court appeares in his proper person
 ag^t } & imparles till October Court next.
 the same }

Stephen Murty } John Sanders late of Charles County merchant
 ag^t } otherwise called John Saunders of Bristoll in the
 John Sanders } Kingdome of England merchant was Sumoned to
 answer unto Stephen Murty of a plea that he render
 unto him the full & just Summe or quantity of six thousand pounds
 of tobacco & caske which to him he oweth & unjustly deteineth.
 Now here at this day to wit the One & twentieth day of June 1677
 Came the said John Sanders & the Said Stephen by Robert Ridgely
 his Attorney prayed the Court here that the said John may give him
 special bayle to the action aforesaid or that he may be committed
 into Safe custody & it is granted him Whereupon the said John
 Sanders with John Hambleton & Robert Hewitt his suertes did
 acknowledge to owe unto the said Stephen Murty the summe of
 twelve thousand pounds of tobacco In case the said John Sanders
 doe not stand to & abide the judgment of this Court in the action
 aforesaid & pay the condemnation thereupon or render his body to
 the Prison of the Lord Proprietary.

June 22th 1677

Then were

Thomas Spink } Sworne Constables of { S^t Inagoes Hundred
 Abraham Rhodes } { S^t Maries Hundred.

p. 339 John Rawlings of Dorchester County being taken in execution at
 the suite of Thomas Bell & Philip ffrench & Comp^a & at suite of John
 Staynes & being remitted into the Custody of the Sheriff of the said
 County was ordered to appeare here this June Court which he ac-
 cording did & againe remitted by consent of the Attornyes for the
 plaintiffs.

(The) Court adjourned till the first tuesday in October next.

Maryland. ss.

Att a Provinciaall Court held at S^t Maries the Second day of Octo-
 ber in the Second yeare of the Dominion of Charles Lord Baltimore

&c Ann^{ce} Do^m 1677 & there continued untill the ninth day of the same month, at which said Second day were p^rsent. Liber N N

The Hon ^{ble}	{	Thomas Notley Esq ^r Governo ^r & Cheife justice	}	Justices
		Philip Calvert Esq ^r Chancellour		
		W ^m Calvert Esq ^r Sec ^y		
		Thomas Taillor Esq ^r		
		Benj ^a Rozer Esq ^r		

Jn^o Blomfeild Ct.

Then were Cap^t Henry Darnall Sheriff of Calvert County M^r W^m Chandler Sheriff of Charles County & Colonell Vincent Lowe Sheriff of Talbott County for not returneing their writs according to the Order of this Court fined to his Lopp two thousand pounds of tobacco apiece.—Afterwards to wit the third day of October the said Cap^t Darnalls fine was by the Governour remitted.

Walter Sencerfe	}	}	Unlesse the defendants appeare next December Court the Sheriff of Dorchester County amerced.
ag ^t			
John Brookes adm ^r W ^m			
Worgan			
Thomas Gilbert			
ag ^t	}	}	
the Same			
Robert Ridgely			
ag ^t			
Henry Turner	}	}	

Edward English adm ^r Roger	}	}	
Thorpe			
ag ^t	}	}	
Thomas Bennitt			
Garret Vansweringen	}	}	
ag ^t			
James Mills ex ^r Sam: Boston	}	}	
Henry Stockett & James Stavely			
ex ^{rs} Nathaniel Stiles	}	}	
ag ^t			
the Same	}	}	
Phillis Downman			
ag ^t	}	}	
Robert Doyne & Mary his wife			
adm ^r Jn ^o Thomas	}	}	
Robert Carvile			
ag ^t	}	}	
Gilbert Turbervile			
Garret Vansweringen	}	}	
ag ^t			
Vincent Lowe	}	}	

these defendants by Kenelm Cheseldyn their Attorney appeare & im-
parle untill October Court next.

Liber N N Morgan Jones }
 ag^t }
 Thomas Jones }

p. 340 John Burridge }
 ag^t }
 Elizabeth Greene & Tho: Potter }
 Thomas Jones }
 ag^t }
 Richard Boughton }
 Charles James }
 ag^t }
 Henry Stockett & James }
 Stavely ex^{ts} Nath: Stiles }
 John Baker }
 ag^t }
 Samuel Tovey adm^r Vincent }
 Atcheson }
 James Stavely & Henry Stockett }
 Execut^{rs} Nath: Stiles }
 ag^t }
 Jonathan Sibrey }
 Robert Goodrick ex^r George }
 Goodrick }
 ag^t }
 ffrancis Goodrick }
 Morgan Jones adm^r George }
 Charlsworth }
 ag^t }
 James Lewis }
 Morgan Jones }
 ag^t }
 Garret Vansweringen }
 Hannah Hawkins ex^{tx} }
 Thomas Hawkins }
 ag^t }
 the same }
 Joshua Doyne }
 ag^t }
 Thomas Clipsham adm^r }
 Charles Gregory }
 Henry Harris }
 ag^t }
 Thomas Taylor }
 John Blomfeild }
 ag^t }
 George Yate }

these defendants by Robert Car-
 vile their Attorney appeare & im-
 parle untill December Court next.

Liber N N

Thomas Cosden	}	these six actions agreed.
ag ^t		
Peter Burges		
W ^m Coleborne		
ag ^t		
George Gunnell & Randall		
Revell		
Mathew Nelson & Comp ^a		
ag ^t		
Edward Smith		
the same		
ag ^t		
John Vigerous		
Thomas Bland		
ag ^t		
Richard Hill adm ^r Edward		
Gardner		
Benony Eaton		
ag ^t		
W ^m Meares		

Henry Stockett & James Stavely	}	these defendants by Robert Ridgely their Attorney appeare & imparle untill December Court next.
ex ^{rs} Nathaniel Stiles		
ag ^t		
Henry Johnson & Eliz: his wife		
adm ^{rs} Nathaniel Vtie.		
Richard Dell		
ag ^t		
Thomas Doxey		
Mathew Nelson & Comp ^a		
ag ^t		
Edmund Beauchamp		
Proprietary		
ag ^t		
John Allen		
Henry Parker		
ag ^t		
John Rawlings		

John Kemball	}
ag ^t	
Vincent Lowe	
Thomas Jones	
ag ^t	
W ^m ffarnes	

Liber N N	James Stavely & Henry Stockett	}	these defendants by Christopher Rousby their Attorney appeare & imparle until next December
	adm ^{rs} Thomas Salmon		
	ag ^t		
	Charles James		
	W ^m Layton		
	ag ^t		
	Richard Higginbotham		
	Thomas Jones		
	ag ^t		
	David Browne		
	Andrew Cooke		
	ag ^t		
	Edward Cooke		
	W ^m Gough		
	ag ^t		
	Philip Lynes		
	W ^m Wells		
	ag ^t		
	Dominick Bodkin & Redmond		
	ffitz Gerald		

Edward Man } Comand was given to the Sheriff of Talbott County
 ag^t } That he attach any the goods or chattells of Jarvis
 Jarvis Barty } Barty to the value of two hundred Sixty Six pounds
 thirteene shillings & foure pence & when he had the
 same attached or any part thereof the same in his custody to Keepe
 untill the said Jarvis should by himselfe or Attorney appeare here
 the Second day of October 1677 to answer unto Edward Man in a
 plea of trespas upon the case Att which said second day of Octo-
 ber the Same Sheriff maketh of the attachment aforesaid in these
 words vizt.

July 4th 1677.

Talbott ss. Memorandum attached then by virtue of a writ of attachment issueing Out of the Provinciaall Court On the behalfe of Edward Man merchant plt against Gervis Barty merch^t def^t the severall bills & accompts hereunder mentioned being as appeares by the contents of the Same respectively effects belonging & due to the estate of the said Gervais Barty vizt

One bill under the hand & seale of John Edmondson dated 17th April for eleaven thousand five hundred seventy Seven pounds of tobacco.

One other bill under the hand & seale of the said John Edmondson of the same date for fifteen thousand merchantable pipe Staves white Oake valued as p accompt after the rate of 450 f p mi^t to 6750 f tobacco.

One bill under the hand & Seale of John Pitt dated the 28th day of December 1674 for 174 ¹ tobacco. Liber N N

One bill under the hand & seale of George Robins dated 17th October 1675 for 1189 ¹ tob^s whereof as appeares is received by endorsement 964 ¹ of tobacco so remaines due only 224 ¹ tobacco.

By accompt in the hands of the Said Man to the value of Eight thousand two hundred & Seventy pounds of tobacco as by himselfe declared

Being in totall twenty Six thousand nine hundred ninty & five pounds of tobacco.

p me Tho: Skillington sub Sheriff

Which being read & heard it is the judgment of the Court here the fifth day of October in the yeare aforesaid & doe think fitt & Order that the said Severall persons in whose hands the debts aforesaid due to the said Jarvis Barty doe remaine be Served with Scire facias to shew cause if any they have why they should not pay the Severall debts aforesaid to the said Edward Man or his Attorney or other Order, in pursuance of an Order of this Court concerning attachments of the 25th of April last past.

Thomas Jones	}	the Sheriffs of Dorchester & Somersett Countyes haveing returned two scire fecit & neither plaintiff nor def ^{ts} appeareing these causes continued till December Court next.
ag ^t		
Thomas Pattison		
the Same		
ag ^t	}	
Mathew Nelson		

Moyes Execut ^{rs}	}	Unlesse the defendant appeare next Court the Sheriff of Charles County amerced.
ag ^t		
Margery Stone ex ^{rx} Math: Stone		

Robert Ridgely	}	Comand was given to the Sheriff of St Maries County that he take Alexander Younger if &c so that he have him here the Second day of October 1677 to answer unto Robert Ridgely of a plea that he render unto him Eight hundred pounds of tobacco which to him he oweth & unjustly deteineth—Att which said second day of October the Same Sheriff maketh returne of the writ aforesaid that the said Alexander Younger is not found in his Bailiwick Whereupon the said Robert prayed an attachment against the goods & chattells of the said Alexander according to Act of Assembly & it is granted by the Court here.
ag ^t		
Alexander Younger		

Robert Ridgely	}	Unlesse the def ^t appeare next December Court the Sheriff of Talbott County amerced.
ag ^t		
Thomas Hemington		

Liber N N John Rogers } Comand was given to the Sheriff of Cecil County
 ag^t } that he take W^m Dunkerton late of his County
 W^m Dunkerton } merchant otherwise W^m Dunkerton of Cecil County
 in the Province of Maryland if he should be found
 in his Bailiwick & him safe Keepe so that he have his body here
 the second day of October 1677 to answer unto John Rogers in a
 plea that he render unto him the full summe of five thousand nine
 hundred Seventy Six pounds of good sound merchantable tobacco
 & caske which to him he oweth & unjustly deteineth. Att which
 said Second day of October in the yeare aforesaid the Same Sheriff
 maketh returne of the writ aforesaid That the Said W^m Dunkerton
 is not found in his Bailiwick Whereupon the Said John Rogers
 by George Parker his Attorney prayed an attachment against the
 goods & chattells of the said W^m Dunkerton & it is granted unto him
 by the Court here.

Garret Vansweringen } the Sheriff of s^t Maries County haveing re-
 ag^t } turned a Cepi in this cause & no appearance
 Samuel Abbott. } for the def^t Order that the def^t next Court
 give speciall bayle to answer the suite & abide
 judgm^t or the bayle bond to be assigned to the plaintiff.

p. 343 ffrancis Dorrington }
 ag^t }
 John Sunderland adm^r of } the defend^t by Robert Carvile his At-
 James Humes } torney appeares & imparle untill Decem-
 the Same } ber Court next.
 ag^t }
 the Same }

John Griggs & Mary his wife } Comand was given to the Sheriff of
 executrix of Richard Keene } s^t Maries County that he attach any
 ag^t } of the goods or chattells of Thomas
 Thomas Cullen } Cullen if they should be found in
 his Bailiwick to the value of thirteen
 thousand three hundred & three pounds of tobacco and when he
 had the Same So attached or any part thereof the same in his custody
 to Keepe untill the said Thomas Cullen should by himsele or his
 Attorney here the Second day of October 1677 to answer unto John
 Griggs & Mary his wife executrix of the last will & testament of
 Richard Keene deceased of a plea of trespas upon the case, Att which
 said Second day of October the same Sheriff maketh returne of the
 writ aforesaid endorsed By virtue of this writ I have attached in the
 hands of Robert Carvile the Execut^r of the last will and testament
 of Elizabeth Moy the Executrix of the last will & Testament of
 Richard Moy deceased the Summe of One thousand five hundred &
 fiftene pounds of tobacco and also in the hands of Garret Van-

sweringen the summe of three thousand seven hundred & forty three pounds of tobacco & nothing else he hath within my Bailiwick Thomas Wynne Sub Sheriff. Which being read & heard it is granted by the Court here that the said Tobacco in the hands of the said Robert Carvile & Garret Vansweringen so attached as aforesaid be condemned to the said plaintiffs according to the Act of Assembly & order of this Court in such case made & provided. Liber N N

Richard Ambrose	}	
ag ^t		
Stephen Murty	}	
Henry Lawrence & ffances his wife		
ag ^t	}	
Garret Vansweringen		
Roger Tolle	}	
ag ^t		
W ^m Watts	}	
Thomas Wynne		
ag ^t	}	
Clement Hill		
W ^m Wells	}	
ag ^t		
Thomas Helgar	}	
Edward Tarleton		
ag ^t	}	
James Lewis		
Stephen Murty	}	
adm ^r Jn ^o Balley		
ag ^t	}	
Marke Cordea		

these defendants by Kenelm Cheseldyn their Attorney appeare & imparle untill December Court next.

W ^m Gittings	}	
ag ^t		
Richard ffenwick adm ^r	}	
Cuthbert ffenwick		
Robert Carvile	}	
ag ^t		
the Same	}	
John Avery		
ag ^t	}	
Thomas Cosden		

these defendants by Charles Boteler their Attorney appeare & imparle untill December Court next.

Christopher Rousby	}	
ag ^t		
Robert Twidell & Richard Bond	}	

Liber N N	Robert Lashley	}	these causes are agreed.
	ag ^t		
	John Bigger		
	Robert Carvile		
	ag ^t		
	Robert Drury		
	Christopher Peck		
	ag ^t		
	Christopher Wise		
	Henry Phippes		
	ag ^t		
	Jn ^o Edmondson		
	Jn ^o Staynes		
	ag ^t		
	Elizabeth Pagett ex ^{rx} Thomas		
	Pagett		
	Thomas Spinke		
	ag ^t		
	Thomas Jones		
	the Same		
	ag ^t		
	the same		
	George Yate		
	ag ^t		
	Christopher Gist		
	John Quigley		
	ag ^t		
	Rob ^t Purrington		
	Joshua Doyne		
	ag ^t		
	George Oldfeild		

Benony Eaton	}	this action abate the def ^t being married
ag ^t		
Elizabeth Hopkinson adm ^{rx}		
Jonathan Hopkinson		

Benony Eaton	}	Peter Sayer late of Talbott County Gent otherwise called Peter Sayer of Wye River in Talbott County in the Province of Maryland Gent was Sumoned to answer unto Benony Eaton in a plea that he render unto him the full & just summe of two thousand & foure hundred pounds of good sound merchantable tobacco in caske which to him he oweth & unjustly deteineth
ag ^t		
Peter Sayer		

And whereupon the said Benony Eaton by Christopher Rousby
his Attorney & Saith That whereas the said Peter the sixteenth day of

June 1674 by his certaine bill or writeing Obligatory Sealed with the seale of him the said Peter & here in Court produced whose date is the day & yeare abovesaid did acknowledge himselfe to owe & stand indebted unto the said Benony the full & just summe of two thousand & foure hundred pounds of good sound merchantable tobacco in caske according to act of Assembly to be paid at his owne plantation scituate in the River & County aforesaid at or upon the tenth day of October next ensuing the date of the Same bill To which payment he bound himself his heirs execut^{rs} adm^{rs} & assignes well & truly to pay or cause to be paid the same to the said Benony his heirs execut^{rs} or assignes by those p^{rs}ents Yet neverthesse the said Peter the said summe of two thousand & foure hundred pounds of tobacco to him the said Benony according to the tenor of the said writeing Obligatory hath not paid but the same to pay hath denyed & yet doth deny to pay the same whereupon the said Benony saith he is dampnified & hath losse to the value of five thousand pounds of tobacco & thereupon he bringeth his suite.

p. 345

Now here at this day to witt the sixth day of October Anno 1677 Came the said Peter Sayer in his proper person & Saith that as to eleaven hundred sixty One pounds of tobacco part of the said Summe of two thousand foure hundred pounds of tobacco he hath paid as appeared by receipt endorsed on the said bill but as to twelve hundred thirty nine pounds the remainder he cannot gainsay for that he oweth the same to the said Benony Whereupon it is granted by the Court that the said Benony recover against the said Peter the summe of twelve hundred thirty nine pounds of tobacco the debt aforesaid together with pounds of tobacco costs of suite.

Margarett Gittings adm ^{rx}	}	Abraham Rhodes late of S ^t Maries County
John Gittings		otherwise called Abraham Rhodes of S ^t
ag ^t		Maries County Carpenter was Sumoned
Abraham Rhodes	}	to answer unto Margaret Gittings admin- istratrix of the goods & chattells Lands &

Tenements of John Gittings deceased of a plea that he render unto her fourteene thousand p^{ds} of tobacco which from her he unjustly deteineth

And whereupon the said Margaret by Robert Carville her Attorney Saith that where the said Abraham upon the 13th of November An^o Domⁱ 1673 by his certaine bond or writeing Obligatory Sealed with the Seale of him the Said Abraham & here in Court produced whose date is the day & yeare abovesaid did confesse & acknowledge himselfe to Owe & Stand indebted to the said John Gittings in the full & just summe or quantity of fourteen thousand pounds of good Sound merchantable tobacco & caske to be paid to the said John Yet the said Abraham the said Summe of fourteene thousand pounds

Liber N N of tobacco to him the said John in his life time nor to the said Margaret Since his death though often thereunto requested hath not paid but the same to pay doth deny to the damage of the Said Margaret twenty thousand pounds of tobacco & thereupon she bringeth her suite

And the Said Abraham by John Jones his attorney cometh & defendeth the force & injury when &c & prayeth the heareing of the said writeing Obligatory & it is read unto him he also prayeth the heareing of the Condition of the Said writeing Obligatory and it is read unto him in these words The Condition of this Obligation is such that if the abovebounden Abraham Rhodes & Richard Bayly or either of them their or either of their heirs execut^{rs} or adm^{rs} doe well & truly pay or cause to be paid unto the abovenamed John Gittings his heirs or assignes the full & just quantity or summe of Seven thousand pounds of good sound tobacco in caske at two entire payments vizt foure thousand pounds of tobacco thereof on the tenth day of October next ensueing the date hereof which will be in the yeare of Our Lord 1674 & three thousand pounds more residue thereof on the tenth day of October which will be in the yeare of Our Lord 1675 without fraud or covin that then this Obligation to be void & of none effect otherwise to Stand & remaine in its full force Strenght & virtue, which being read & heard the Said Abraham Saith that as too two thousand foure hundred pounds of tobacco part of the said Summe of seaven thousand pounds of tobacco in the condition of the said writeing Obligatory Specified he the said Abraham hath paid but as too foure thousand Six hundred pounds of tobacco the residue he cannot gainsay because he oweth the same to the said Margaret as adm^{rx} as aforesaid Whereupon it is granted by the Court here the Sixth day of October in the second yeare of the Dominion of Charles Lord Baltemore &c Annoq; Dom̃ 1677 that the said Margaret Gittings recover against the Said Abraham Rhodes the summe of foure thousand Six hundred pounds of tobacco the debt aforesaid with five hundred & Sixty—pounds of tobacco costs of suite

Richard Pery & Tho: Gant	} the Sheriff of Charles County haveing
ag ^t	
Robert Needham	
	} returned a Capi in this cause & the def ^t
	} not appeareing this October Court It
	is Ordered by the Court that the said
Sheriff peremptorily bring the said Robert at the next Court or the	
bayle bond to be assigned the plaintiffs.	

p. 346	Mary Roe ex ^{rx} Edward	} Comand was given to the Sheriff of Tal-
	Roe	
	ag ^t	
	John Ingram	
		} bott County that he attach any the goods
		} Chattells or Creditts of John Ingram if they
		} Should be found in his Bailiwick to the value
		of six hundred sixty six pounds thirteene
	Shillings & foure pence & when he had the same attached or any	

part thereof the same in his custody to Keepe untill the Said John Ingram Should by himselfe or his Attorney appeare before the justices of this Court the thirteenth day of ffebruary 1676 to answer unto Mary Roe executrix of the last will & testament of Edward Roe deceased in a plea that he render unto her the Summe of five hundred p^ds Sterling which from her he unjustly deteineth. Which Said thirteenth day of ffebruary On which the said Court should have been holden was by his Lopps writ of adjournment adjourned untill the 17th day of April then next following Att which said seventeenth day of April the same Sheriff maketh returne of the same writ endorsed Attached the estate of Ingrams in bills & accompts p Vincent Lowe Sheriff. At which said 17th day of April in the yeare aforesaid the Court would advise in & upon the premisses but did not untill the Sixth day of October then next following Att which said Sixth day of October Anno 1677 It is Ordered by the Court that the Severall persons in whose hands the debts due to Ingram doe remaine be duly served with scire facias and if they Shew not cause to the contrary that they forthwith satisfie & pay to the plaintiff or her Attorney or other Order the Severall summes of tobacco resting due to the Said Ingram in their hands or in default thereof that execution issue Out against them their bodyes goods or chattells for the Same, according to the Order of Court made the 25th day of April 1677 And it is further Ordered that Colonel Henry Coursey take good & Sufficient Suertyes of the Said Mary Roe to indempnifie this Court against all actions Suites or other matters that may happen touching or concerning the said attachment and that the said Mary Roe make restitution of the said bills & accompts so attached as aforesaid or the value thereof in case the said John Ingram or his Attorney doe within a yeare & a day to be accompted from the 28th day of November 1676 the time of the said attachment awarded) come & make his & their just & due defence and proceed On in the Said action in comon forme & make it appeare the Said Mary is Satisfied her just demand or any part thereof.

W ^m Guither ag ^t	}	the Sheriff of s ^t Maries County having returned a Cepi in this cause this October Court & the def ^t not appeareing & John Jones who was Attorney for the plaintiff being dead this cause continued untill next Court.
Jane Gray adm ^{rx} Alexand ^r Windsor		

John Darwell adm ^r W ^m Ratcliff ag ^t	}	the Sheriff of Charles County the same & continued untill next Court.
John Stone		

Liber N N	Henry Carew Rob ^t Carvile & Clement Hill ex ^{rs} Elizabeth Moy ex ^{rx} Richard Moy ag ^t	}	Unlesse the defendants appeare next December Court the Sheriff of S ^t Maries County amerced
	Thomas Potter adm ^r George Marshall		
	Kenelm Cheseldyn ag ^t		
	Pope Alvey		

John Erickson & Mathew Erickson adm ^{rs} Edw ^d Jones ag ^t	}	Unlesse the def ^t appeare next Decem- ber Court the Sheriff of Somersett County amerced.
Thomas Price		

p. 347 Thomas Taylor Esq^r } the def^t being heretofore Served with a scire
ag^t } facias to shew cause why execution should
John Manning } not issue against him for tobacco of Andrew
Hunts in his hands attached by the plaintiff &
the defendant not appeareing the said tobacco is condemned & costs
allowed the plaintiff five hundred Sixty three pounds of tobacco.

Peter Bond & Alice his wife ag ^t	}	the defendant by George Parker his Attorney appeare & imparle untill De- cember Court.
James Rigbey Ex ^r W ^m Drury		

John Darnall ag ^t	}	Unlesse the def ^t appeare in December Court next the Sheriff of Calvert County amerced.
Elizabeth Pagett ex ^{rx}		
Thomas Pagett.		

Thomas Ball ag ^t	}	Thomas Smith late of S ^t Maries County Planter was attached to answer unto Thomas Ball in a plea of trespas upon the case.
Thomas Smith		

And whereupon the said Thomas Ball by Kenelm Cheseldyn his Attorney complaineth that whereas the said Thomas Smith the 27th day of September 1677 Stood indebted unto the said Thomas Smith the summe of fifteen pounds Sterling mony of England and five hundred twenty eight p^{ds} of tobacco the said Thomas Smith did assume upon himselfe & to the Said Thomas Ball did faithfully promise that he the said Thomas Smith the same when thereunto required would well & truly content & pay notwithstanding which the Said Thomas Smith the same hath not paid according to his promise but the same to pay hitherto hath & Still doth deny to pay to the damage of the Said Thomas Ball Six thousand pounds of tobacco & thereupon he bringeth his suite

Now here at this day to wit the fourth day of October in the Second year of his Lopps Dominion &c Annoq̄ Doñ 1677 Came the Said Thomas Smith in Open Court in his proper person & Saith nothing in barr or avoidance of the action aforesaid of him the said Thomas Ball in forme aforesaid against him brought Whereupon it is granted by the Court here that the said Thomas Ball recover against the said Thomas Smith aswell the said summe of fifteen pounds Sterling & five hundred twenty eight pounds of tobacco damages occasioned by the trespass aforesaid as also five hundred thirty Six pounds of tobacco costs of suite &c.

Thomas Ball	}	Thomas Smith late of S ^t Maries County Sloop-
ag ^t		man otherwise called Thomas Smith of S ^t Maries
Thomas Smith	}	County planter was Sumōned to answer unto
		Thomas Ball in a plea that he render unto him the

summe of foure thousand pounds of tobacco which to him he oweth & unjustly deteineth.

And whereupon the said Thomas Ball by Kenelm Cheseldyn his Attorney Saith that whereas the Said Thomas Smith the eighteenth day of December in the year of Our Lord 167 did by his certaine writeing Obligatory Sealed with the Seale of the Said Thomas Smith here in Court produced whose date is the day & yeare abovesaid bind himselfe his heirs execut^{rs} adm^{rs} or assignes to pay or cause to be paid unto the said Thomas Ball his heirs execut^{rs} or assignes the full & just Summe of foure thousand pounds of good & Sound merchantable tobacco & caske to containe the same to be paid in Wiccocomocco River or in some convenient place in Somerset County to be paid upon all demands betweene that & the last of March in the year of Our Lord 1676 notwithstanding which the said Thomas Smith the Said Thomas Smith the Said Summe of foure thousand pounds of tobacco according to the tenor of his said writeing Obligatory hath not paid though often thereunto required but the same to pay hitherto hath & Still doth deny to pay to the damage of the said Thomas Ball the Summe of Six thousand pounds of tobacco And thereupon he bringeth his suite. p. 348

Now here at this day to wit the fourth day of October Anno Doñ 1677 Came the Said Thomas Smith in his Proper person and saith nothing in barr or avoidance of the action aforesaid of him the said Thomas Ball whereupon the said Thomas Ball remaineth against the Said Thomas Smith thereupon wholly undefended Whereupon it is granted by the Court here that the said Thomas Ball recover ag^t the said Thomas Smith aswell the summe of foure thousand pounds of tobacco the debt aforesaid as also five hundred thirty six pds of tobacco costs of suite.

Liber N N John Blomfeild }
 ag^t } the def^t by Nehemiah Blackiston his Attorney ap-
 Henry Lawrence } peares & imparles untill December Court next

Dominick Bodkin } John ffanning late of Charles County otherwise
 ag^t } called John ffanning Charles County merchant
 John ffanning } was Sumoned to answer unto Dominick Bodkin
 merchant of a plea that he render unto him three
 thousand nine hundred fifty four pounds of tobacco which to him
 he oweth & unjustly deteineth

And whereupon the said Dominick by Christopher Rousby his Attorney saith that whereas the said John the seventeenth day of June 1676 by his certaine writeing Obligatory Sealed with the seale of him the said John here in Court produced whose date is the same day & yeare abovesaid did acknowledge himselfe to be holden & firmly indebted unto the said Dominick Bodkin in the just quantity of One thousand nine hundred & Seventy seven pounds of good sound tobacco & caske to containe the same To be paid to the said Dominick or Order his heirs execut^{rs} adm^{rs} or assignes at or by the tenth day of October next ensuing the date thereof in some convenient Creeke in Charles County To which payment well & truly to be made & done he the said John did bind himselfe his heirs ex^{rs} & adm^{rs} in the penall summe of three thousand nine hundred fifty four pounds of tobacco & the said Dominick in fact saith that the said John the said One thousand nine hundred seventy seven pounds of tobacco & cask unto the said Dominick On or by the said tenth of October 1676 according to the tenor of the Said writeing Obligatory hath not paid whereby action doth accrue to him the said Dominick to demand & have of him the Said John the said Summe of three thousand nine hundred fifty four pounds of tobacco Yet the said John the said three thousand nine hundred fifty four pounds of tobacco to him the said Dominick hath not paid though often thereunto requested but the same to pay hath denyed & Still doth deny whereupon the said Dominick Saith he is the worse & hath losse to the value of Six thousand pounds of tobacco And thereupon he bringeth his suite.

And the said John by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill October Court & it is granted unto him the same day is given to the Said Dominick.

p. 349 Dominick Bodkin & } John ffanning late of Charles County other-
 Redmond ffitz Gerald } wise called John ffanin of Charles County in
 ag^t } the Province of Maryland marchant was sum-
 John ffanning } moned to answer unto Dominick Bodkin &
 Redmond ffitz Gerald merchants in a plea that
 he render unto them twelve thousand pounds of tobacco & caske
 which to them he oweth & unjustly deteineth.

And whereupon the said Dominick and Redmond by Christopher Rousby their Attorney Say that whereas the said John the 24th day of february 1675 by his certaine writeing Obligatory Sealed with the Seale of him the Said John & here in Court produced whose date is the day & yeare abovesaid did acknowledge himselfe to be oweing and indebted unto the Said Dominick Bodkin and Redmond ffitz Gerald in the full and just quantity of twelve thousand pounds of tobacco and caske to containe the same to be paid to the Said Dominick Bodkin & Redmond ffitz Gerrald their heirs execut^{rs} adm^{rs} or assignes upon all demands To the which payment well & truly to be made & done he the said John did bind himselfe his heirs execut^{rs} & adm^{rs} in the whole & for the whole firmly by those presents notwithstanding which the said John the said twelve thousand pounds of tobacco & caske unto the said Dominick & Redmond hath not paid though often thereunto required but the same to pay hath denyed & still doth deny Whereupon the said Dominick & Redmond Say they are damnified & have losse to the value of fourteene thousand pound of tobacco And thereupon they bring their Suite.

And the said John fflanning by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth heareing of the writeing aforesaid and it is read unto him he also prayeth heareing of the Condition of the said writeing and it is read unto him in these words The Condition of the above Obligation is Such That if the abovebounden John fflannin his heirs execut^{rs} adm^{rs} or assignes due & shall pay or cause to be paid to the said Dominick Bodkin or Redmond ffitz Gerarld merchants or to any or either of them their heirs execut^{rs} adm^{rs} or assignes the full and just quantity of six thousand pounds of good sound merchantable tobacco in caske at or upon the tenth day of October next ensuing the date hereof at some convenient place of landing in Charles County without fraud or deceit that then this p'sent Obligation to be void & of none effect otherwise to stand in full force Strenght & virtue in Law. which being read & heard the said John prayeth liberty to imparle hereunto untill the next Court & it is granted him the same day is given to the plaintiffs.

Now here at this day to wit the fourth day of October in the second yeare of his Lopps Dominion &c Annoq Domⁱ 1677 Came the Said Dominick & Redmond by their Attorney aforesaid & offered themselves against the said John in the pleas aforesaid & the Said John by his said Attorney came also & the said John Saith that as to nine thousand five hundred Seventy two pounds of tobacco he cannot gainsay for that he oweth the same to the said Dominick and Redmond & is content that judgment passe against him for the same.

Whereupon it is granted by the Court here That the Said Dominick Bodkin recover against the said John fflanning the summe of three thousand nine hundred fifty foure pounds of tobacco debt with

Liber N N

Liber N N Seven hundred twenty three pounds of tobacco cost of Suite, And the said Dominick and Redmond the summe of five thousand Six hundred & eighteen pounds of tobacco debt with seven hundred twenty three pounds of tobacco costs of suite & the said John in mercy.

Sept 26th 1677

Worthy ffreind

After my due respects to y^r Selfe & good Lady not forgetting the rest of y^r good neighbours especially honest Harry & his wife whom I thought to have with you & y^r Second Selfe binn honoured with y^r good Companyes at my poore Cottage but I hope it is not too late yet, Deare ffreind these are to informe you That I have made a Composition with Major Benj^a Rozer about Bodkins Suite, & doe hereby Order & desire you that On my behalfe you confesse judgment for my two bonds being Seven thousand nine hundred Seventy
 p. 350 seaven pounds of tobacco with twenty P Cent for the said summe which I allow M^r Rozer for composition which in all is nine thousand five hundred Seventy two pounds of tobacco which pray give judgment for

Y^r assured ffreind to Comānd
 Joⁿ ffaning.







To his Highly Honrd ffreind
 M^r Kenelm Cheseldyn.

Comānd was given to the Sheriff of S^t Maries County That all the goods & chattells of Thomas Gerard Esq^r besides his Oxen & Affros of his Cart and in like manner the moyety of all his Lands & Tenements in his Bailiwick remaineing in the hands of John Gerard & Rose Gerard Ex^{rs} of the last will & Testament of the said Thomas Gerard deceased at the time of Obtaineing a certaine judgment by Edward Conery deceased against the estate of the Said Thomas Gerard for the summe of aswell twenty five thousand pounds of tobacco damages Sustained by Occasion of a certaine action of Covenant by the said Edward Conery brought against the said ex^{rs} as also the summe of two thousand foure hundred thirty foure pounds of tobacco costs of suite, to Clement Haly and Mary his wife administratrix of the goods & Chattells of the said Edward Conery deceased he cause to be delivered by reasonable price & Extent to hold to them the goods & chattells aforesaid and the moyety aforesaid as their ffreehold to them and their assignes according to the forme of the Statute in such case made untill the damages & costs aforesaid should be thereupon fully levyed & in what manner he execute the same writ he make appeare here the Second day of October in the second yeare of his Lopps Dominion &c Annoq^{ue} Do^{mi}n 1677 & that he have there the said writ. Att which said Second day of October in the yeare aforesd the same Sheriff maketh returne of the writ aforesaid endorsed The execution of the within

writ lyes in a certaine inquisition to it annexed Gerard Slye Sheriff Liber N N
the tenor whereof followeth in these words.

S^t Maries County ss.

An Inquisition taken at Mattapony in S^t Maries County aforesaid the fiftenth day of September in the Second yeare of the Dominion of the Right Hon^{ble} Charles &c Over this Province Annoq Dom^o 1677 before me Gerard Slye Sheriff of the County aforesaid By virtue of a writ from the Lord Propry to me directed and to this inquisition annexed By the Oathes of Jn^o Goldsmith Samuel Maddox John Tenison John Shankes Edward Turner John Gee John Hilton Jn^o Hoskins Vincent Mansell James Greene Jn^o Smith & Henry Poulter all of the County aforesaid Who say upon their Oathes That Thomas Gerard Esq in the writ named hath no goods nor chattells nor any Lands or Tenements in the County aforesaid to their Knowledge that they can extend or apprise to Satisfie the said debt of twenty five thousand pounds of tobacco as in the writ is expressed And the jurors doe further Say upon their Oathes That John Gerard and Rose Gerard Execut^{rs} of the last will & testament of the aforesaid Thomas Gerard Esq had not any goods or chattells or any Lands or Tenem^{ts} in the County aforesaid either at or since the time of the obtaineing of the judgment as in the writ is mentioned to their Knowledge In testimony of which the jurors to this inquisition have alternately Sett Our hands & seales the day place and yeare abovewritten

signum		signum	
Jn ^o  Gouldsmith	(seale)	Jn ^o  Gee	(seale)
Samuell Maddox	(seale)	signum	
signum		Jn ^o  Hilton	(seale)
Jn ^o  Tennison	(seale)	John Hoskins	(seale)
John Shankes	(seale)	signum	
signum		Vincent  Mansell	(seale)
Edw ^d  Turner	(seale)	James Greene	(seale)
		John Smith	(seale)
		Henry Poulter	(seale)

Which being read & heard & the Court being informed that the said Thomas Gerard had Lands & Tenements remaineing in the hands of the said Execut^{rs} at the time of the obtaineing the judgment aforesaid doe Order that it be againe Comanded the Sheriff as heretofore he was comanded.

Henry Jowles	} this action in Ejectment continued till December
ag ^t	
W ^m Parker	
	Court the Attorney for the p ^{lt} not being present.

Liber N N
p. 351

Thomas Toulson } John Stone late of Charles County Gent was at-
ag^t } tached to answer unto Thomas Toulson of Lon-
John Stone } don merchant of a plea of trespas upon the case.

And whereupon the said Thomas by Kenelm Cheseldyn his Attorney Saith that whereas the said John upon the Second day of June 1677 Stood justly indebted to the Said Thomas in the Summe of eight thousand Six hundred and ninety pounds of tobacco he the Said John in consideration thereof did assume upon himselfe & to the Said Thomas did faithfully promise that he the said John the said Summe of Eight thousand six hundred & ninty pounds of tobacco to him the said Thomas when he should be thereunto required would well & truly content & Satisfie Yet not withstanding the said John his promise and assumption aforesaid little regarding but deviseing & fraudulently intending him the said Thomas in this behalfe to deceive the said Summe of eight thousand six hundred & ninty pounds of tobacco to him the said Thomas though often thereunto required hath not paid or Satisfied but the Same to pay hath hitherto & Still doth deny & refuse to the damage of the said Thomas ten thousand pounds of tobacco & thereupon he bringeth his suite.

And the said John by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and Saith nothing in barr to the said action above by the said Thomas demanded but that the said debt is due Therefore it is granted by the Court here the third day of October in the second yeare of his Lopps Dominion &c Annoq̃ Doñ 1677 That the said Thomas recover against the said John Stone the said Summe of Eight thousand six hundred & ninty pounds of tobacco & the Said John in mercy.

To Robert Carvile Gent Attorney of the Provinciaall Court at s^t Maries in Maryland or to any other Attorney there.

Whereas I John Stone of Charles County Gent am indebted unto M^r Thomas Toulson of London merchant in the entire quantity of Eight thousand six hundred & ninty pounds of tobacco these are to warrant & authorize you to gett a judgment to be passed against me for the said debt in the said Court, & for your so doing this shall be your Sufficient warrant in that behalfe Wittnes my hand & Seale this second day of June Anno Doñ 1677.

Signed Sealed & delivered

John Stone (sealed)

in the p^tsence of

Benj^a Rozer

ffra : Keene.

James Cleyland } this cause being upon an appeale from Talbott
ag^t } County Court is continued by the Attorney for the
Richard Parnes } plaintiff untill next December Court.

Bruen Radford } the def^t Cryer of this Court appeares in proper per- Liber N N
 ag^t } son & imparles till December Court next.
 Thomas Wynn }

John Addison & Rebecca his }
 wife ex^{rx} Thomas Dent }
 ag^t }
 John Irland adm^r of Margarett }
 Penry }
 Evan Carew } these three causes continued until
 ag^t } December Court next.
 Cornelius Howard Execut^r }
 W^m Carpenter }
 John Staynes }
 ag^t }
 Jn^o Allen }

Oliver Davis } the defend^t by Robert Carville his Attorney appeare p. 352
 ag^t } instead of John Jones his former Attorney deceased
 Daniel Hamond } & this cause continued untill December Court next

Thomas Carville adm^r } this cause continued untill next Court Auditors
 Robert Hunt } being appointed & no Comission yet issued
 ag^t } Ordered that the same issue returnable next
 Joshua Guibert } December Court.

Joshua Doyne }
 ag^t }
 Stephen Murty }
 Jn^o Addison & Comp^a }
 ag^t } these three actions are agreed.
 John Baker }
 the same & ux^r ex^{rx} Thomas }
 Dent }
 ag^t }
 the Same }

Redmond ffitz Gerald & } Margery Stone late of Charles County wid-
 Dominick Bodkin } dow Executrix of the last will & Testament
 ag^t } of Mathew Stone late of Charles County
 Margery Stone ex^t } aforesaid deceased was sumoned to answer
 Mathew Stone } unto Redmond ffitz Gerald & Dominick Bod-
 kin merchants in a plea that she render unto
 them the summe of two thousand One hundred sixty nine pounds
 of tobacco & caske which from them she unjustly deteineth.

And whereupon the said Redmond & Dominick by Christoph

Liber N N Rousby their Attorney say That whereas the Said Mathew Stone the first day of May 1676 by his certaine writeing Obligatory Sealed with the seale of the said Mathew here in Court produced, whose date is the same day & yeare abovesaid did acknowledge himselfe holden & firmly bound unto the said Redmond ffitz Gerrarld & Dominick Bodkin in the full & just quantity of two thousand One hundred & Sixty nine pounds of tobacco & caske to conteine the same to be paid to them the said Redmond & Dominick or either of them their heirs ex^{ts} adm^{ts} or certaine Attornyes upon all demands in some convenient place in Nangemy Creeke To which paym^t well & truly to be done he the said Mathew did bind himselfe his heirs execut^{ts} & adm^{ts} firmly by those p^rsents Yet the said Marthew in his life time nor the said Margery since the death of the said Mathew the said two thousand One hundred sixty nine pounds of tobacco unto the Said Redmond & Dominick or either of them have not paid but the same to pay have denyed & the said Margery Still doth deny Whereupon the said Redmund and Dominick Say they are the worse and have losse to the value of three thousand pounds of tobacco And thereupon they bring their suite

And the said Margery by John Jones her Attorney, cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaall Court & it is granted unto her, the same day is given to the plaintiffs

Att which next Court to wit the fifth day of October Anno Domⁱ 1677 Came the said Redmond & Dominick by their Said Attorney & Offered themselves ag^t the said Margery in the plea aforesaid but the said Margery Came not but made default Whereupon it is granted by the Court here That the said Redmund ffitz Gerald & Dominick Bodkin recover against the estate of the said Mathew aswell the summe of Two thousand One hundred Sixty nine pounds of tobacco the debt aforesaid as also the summe of nine hundred eight six pounds of tobacco cost of Suite.

Thomas Hagleton	} this cause continued untill next December Court
ag ^t	
Thomas Truman	

p. 353	Redmond ffitz Gerald	} John Allen late of Charles County Gent Otherwise called John Allen of Charles County was Sumōned to answer unto Red- mond ffitz Gerald and Dominick Bodkin merchants in a plea that he render unto them three thousand & sixty five pounds of tobacco & caske which to them he oweth & unjustly deteineth.
	& Dominick Bodkin	
	ag ^t	
	John Allen	

And whereupon the Said Redmond & Dominick by Christopher Rousby their Attorney Say that whereas the Said John the Second

day of May 1676 by his certaine writeing Obligatory Sealed with the seale of him the Said John here in Court produced whose date is the same day & yeare abovesaid did acknowledge himselfe to be holden & firmly bound unto the said Redmond & Dominick in the full & just quantity of three thousand & Sixty five pounds of good Sound merchantable tobacco & caske to containe the same to be paid to them or either of them their heirs execut^{rs} adm^{rs} or certaine Attorney upon all demands to be paid at Some convenient place neer the waterside in Charles County aforesaid To which payment well & truly to be made he the said John did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those presents Notwithstanding which the Said John Allen the said three thousand sixty five pounds of tobacco & cask unto the Said Dominick & Redmond or either of them hath not paid though often thereunto required but the Same to pay hath denied & Still doth deny Whereupon the said Redmond & Dominick Say they are the worse & have losse to the value of five thousand pounds of tobacco & thereupon they bring their suite.

And the said John Allen by John Jones his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of Speakeing hereunto untill October Court and it is granted him the same day is given the said Redmond & Dominick

Now here at this day to witt the Eighth day of October in the second yeare of his Lopps Dominion Over this Province Annoq Domⁱ 1677 Came the said Redmond & Dominick by their Said Attorney & offered themselves against the said John Allen in the plea aforesaid but the said John came not but made default Whereupon it is granted by the Court here that the said Redmond ffitz Gerald & Dominick Bodkin recover against the said John Allen aswell the sume of three thousand Sixty five pounds of tobacco the debt aforesaid as also the sume of nine hundred twenty nine pounds of tobacco cost of suite & the said John in mercy.

Arthur Young	} Edward Gibbs late of Petuxent in Calvert County
ag ^t	
Edward Gibbs	} otherwise called Edward Gibbs of Petuxent in Calvert County in the Province of Maryland merchant

was Sumoned to answer unto Arthur Young of a plea that he render unto him Six thousand nine hundred fifty two pounds of tobacco which to him he oweth & unjustly deteineth.

And whereupon the said Arthur by Robert Carville his Attorney Saith that whereas the said Edward upon the thirteenth day of June 1676 by his certaine bill or writeing Obligatory Sealed with the seale of him the said Edward & here in Court produced whose date is the day & yeare abovesaid did confesse & acknowledge himselfe to owe & stand indebted to the said Arthur in the full or just summe or quantity of six thousand nine hundred fifty two pounds of good & every way merchantable leafe tobacco in caske to be paid to the

Liber N N said Arthur at or upon the tenth day of October next ensuing the date of the said bill within One mile of some convenient Landing place upon the River of Petuxent or the Clifts in Calvert County aforesaid Yet notwithstanding the said Edward the said summe of six thousand nine hundred fifty two pounds of tobacco to him the said Arthur though often thereunto requested hath not hitherto paid or satisfied but the same to pay doth deny & refuse to the damage of the said Arthur twelve thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Edward by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Court & it is granted him the same day is given to the said Arthur.

Att which next Court to witt the fifth day of October in the second yeare of his Lo^{pps} Dominion &c Anno^q Do^m 1677 Came the said Arthur by his said Attorney & offered himselfe against the said Edward in the plea aforesaid but the said Edward came not but
p. 354 made default Whereupon it is granted by the Court here that the said Arthur Young recover against the said Edward Gibbs aswell the summe of six thousand nine hundred fifty two pounds of tobacco the debt aforesaid as also the summe of five hundred & sixty pounds of tobacco costs of suite & the said Edward in mercy.

Richard Pery	}	this acc ^o n of accompt referred to John Darnall & Thomas Tasker Auditors to audite State & examine the accompts between the said Parties & make report thereof to this Court.
ag ^t		
Thomas Truman		

Abraham Rhodes	}	Clement Hill late of s ^t Maries County was attached to answer unto Abraham Rhodes of a plea of trespas upon the case.
ag ^t		
Clement Hill		

And whereupon the said Abraham by Robert Carville his Attorney Saith That the said Abraham being Seised of a parcell of Land lyeing in S^t Maries County called Reading Containeing by estimation three hundred acres There was upon the tenth day of May Anno Do^m 1676 a certaine communication had betweene the said Abraham & Clement touching his the said Clements purchaseing of the said Land from him the Said Abraham & thereupon it was concluded between them & the said Abraham did agree to sell the said Land to the said Clement & in pursuance of the said agreement the Said Abraham did deliver to the said Clement his Patent under the great seale for the said Land & was at the next County Court to be held for the said County of s^t Maries together with his wife to joyne in a deed of bargaine & Sale of the said Land And in consideration thereof the said Clement did assume upon himselfe & to the said Abraham did faithfully promise that he the said

Clement would for the purchase of the said Land not only acquitt and discharge the said Abraham of & from a certaine debt of six hundred pounds of tobacco due from the Said Abraham to the said Clement as also from the Publique & County Levy for the year last past being 1676 & which amounted to two hundred ninty Seven pounds of tobacco but also would well & truly pay unto him the said Abraham or his Order the summe of six thousand pounds of tobacco at the next Cropp of tobacco when thereunto requested And the Said Abraham in fact saith that according to the agreement aforesaid & at the earnest request & desire of the said Clement Hill he the said Abraham Rhodes did with his wife travell from his house in the County aforesaid to the County Court of the County aforesaid held On the first tuesday of August to seale execute & in Open Court acknowledge a Deed of bargaine & Sale of the said Land, to be drawne & p^rpared by the said Clement and did tender himselfe & wife ready to doe the Same, but the said Clement Sayed he had not time to draw the Same & desired the said Abraham & his wife to meet him at the then next Provinciaall Court at the Citty of s^t Maryes whither he would bring a deed ready drawne, & accordingly the said Abraham & his wife did travell to the said Provinciaall Court held in November 1676 & offered themselves ready to Seale & execute any assurance of the said land, & demanded a discharge for the said six hundred pounds of tobacco debt and the two hundred ninty Seven pounds of tobacco Levyes as also to pay the said Six thousand pounds of tobacco according to the agreement aforesaid but the said Clement did Still beare the Said Abraham in hand protending he had not time as yet to drawne & prepare the same, but desired the Said Abraham & his wife to come to the then next County Court to be held for the Said County the first tuesday in January following & upon their sealeing & executeing of a deed of sale of the said Land he would release him of the debts & Levyes aforesaid & also pay unto him the said Abraham the said summe of six thousand pounds of tobacco, & accordingly the Said Abraham & his wife did goe againe to the said County Court & tendred themselves ready to seale & execute the Said Deed Yet neverthesse the said Clement his promise & assumption aforesaid litle regarding but deviseing & fradulently intending him the said Abraham in this behalfe craftily & Subtily to defraud & deceive he the Said Clement hath not Only denyed and refused to release & discharge the said Abraham of the debt of six hundred pounds of tobacco aforesaid & levyes of two hundred ninty seven pounds of tobacco aforesaid though often thereunto requested but also the said summe of six thousand pounds of tobacco to him the said Abraham to pay and satisfie according to his promise aforesaid though often also thereunto requested he the Said Clement hath altogether absolutely denyed & refused & Still doth deny and refuse to the damage of the said Abraham twenty thousand pounds of tobacco & thereupon he bringeth his suite.

Liber N N

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Liber N N And the said Clement Hill by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and Saith he did not assume upon himselfe & to the Said Abraham make such promise as the said Abraham in his declaration aforesd hath declared against him & of this he puttts himselfe upon the Country & the said Abraham also Whereupon it is comāded the Sheriff of s^t Maries County that he cause to come here twelve &c. Now here at this day to wit the Eighth day of October in the Second year of his Lopps Dominion &c Annoq̃ Doñ 1677 Came the Said Clement & Abraham by their said Attornyes and the jurors of that jury also came to witt Thomas Cosden Edward Turner John Baker Thomas Gant Michael Tawney Mordecai Hunton Thomas Sprigg Michael Miller Stephen Murty John Bearcroft Mathew Erickson & W^m Thomas who being impannelled Sumōned & Sworne & haveing heard the evidences & what was alleadged on both parts Upon their Oathes doe say Wee find for the plaintiff two thousand two hundred & fifty pounds of tobacco damages with costs of suite. Which being read & heard the said Clement by his Attorney aforesaid moved in arrest of judgment whereupon day was given untill the morrow to putt in his reason why judgment Should be arrested At which morrow to witt the ninth day of October in the yeare aforesaid the said Clement saith

It's Error in that the jury have found two thousand two hundred & fifty pounds of tobacco damages to the plaintiff but not the assumption of Six thousand eight hundred ninty Seven pounds of tobacco which was the thing in issue & ought to be found before any damages could be given, for the damages are only a recompence given to the plaintiff by Law for the wrong sustained and if the issue which was assumpsit or non assumpsit in manner & forme be not found there is no wrong done, then no action & consequently no damage

It's Error in that it appeares not by the declaration that the defendant received any consideration and then a nude Contract & void in Law.

Which said reason being read & heard & Over-ruled by the Court here It is granted by the Court That the said Abraham Rhodes recover against the said Clement Hill the summe of Six thousand eight hundred ninty seven pounds of tobacco and two thousand two hundred & fifty pounds of tobacco damages occasioned by the trespas aforesaid with the summe of two thousand fifty Eight pounds of tobacco costs of suite &c.

Thomas Jones	}	Stephen Goff & Mary his wife executrix of the
ag ^t		last Will & Testament of John Jarbo deceased
Stephen Goff & ux ^r		was attached to answer unto Thomas Jones in
Ex ^r Jn ^o Jarbo	}	a plea of trespas upon the case

And whereupon the said Thomas Jones by Kenelm Cheseldyn his Attorney complaineth that whereas the said

John Jarbo in his life time to wit the eighth day of June in the year of Our Lord 1672 Stood indebted unto John England & Thomas Jones the summe of three thousand One hundred ninty three pounds of tobacco In consideration whereof the said John Jarbo did assume upon himselfe & to the said Thomas did faithfully promise that he the said John would pay the same on demand after the tenth of October next ensuing the eighth day of June aforesaid to the said John England or to the said Thomas Jones their heirs execut^{rs} or adm^{rs} & the said Thomas in fact saith that the said John in his life time nor the said Mary while she was Sole nor the said Stephen and Mary Since espousalls executrix of the last will & Testament of the said John hath not paid to either the said John England or Thomas Jones but the same to pay hitherto & Still doth deny to pay to the damage of the said Thomas foure thousand pounds of tobacco & thereupon he bringeth his suite. Liber N N

And the said Stephen & Mary by Robert Carville their Attorney cometh & defend the force & injury when &c & pray liberty to impleur hereunto untill the next Court & it is granted them the same day is given to the said Thomas Jones.

Att which said next Court to wit the sixth day of October Anno 1677 Came the said Thomas Jones by his said Attorney & offered himselfe against the said Stephen & Mary in the plea aforesaid but the said Stephen & Mary came not but made default & the said Thomas Jones did under his hand acknowledge that there is only One thousand five hundred fifty three pounds of tobacco the remainder of the debt aforesaid due unto him the said Thomas Jones Whereupon it is granted by the Court here that the said Thomas Jones recover against the estate of the said John Jarbo the summe of One thousand five hundred fifty three pounds of tobacco the debt aforesaid as also the summe of p. 356
pound of tobacco
Costs of suite.

Edward Pynn } Charles James late of Cecil County was attached to
ag^t } answer unto Edward Pynn of a plea of trespas upon
Charles James } the case.

And whereupon the said Edward by Robert Carville his Attorney complaineth that whereas the said Edward upon the 4th day of May Anno Doñ 1676 was employed by severall merchants and other persons Inhabitants within this Province to collect gather in & receive for such merchants & others as aforesaid severall considerable sumes of tobacco amounting to above the summe of three hundred thousand pounds of tobacco for the gathering & Collecting whereof & of all such summes of tobacco as he should so collect he was to have & receive the summe of ten pounds of tobacco for every hundred pound received, And the said Edward having Occasions on the said 4th day of May aforesaid to come to the house

Liber N N of the said Charles in Caecil County aforesaid he being then High Sheriff of the same County & having then in his custody Severall bonds bills & accompts of & belonging to the said merchants & Others & by them in his custody intrusted to empower him the said Edward the better to collect & gett in their debts aforesaid & the same being well Knowne to the Said Charles & he the said Charles minding & intending to deprive the said Edward of his employment & to bring him into discredit & disgrace with his Said Employers & Others He the said Charles upon the said 4th day of May aforesaid at the house of him the said Charles in Cecil County aforesaid upon him the said Edward then & there being by force and armes made an assault & One bagg then hanging by his side in which were all his papers and concernes touching the management of the employment of Receiver as aforesaid together also with all the said papers writeings & accompts did take away from him the Said Edward & the same from him did deteine & Keepe so as the said Edward for want of the said papers & writeings lost the Opportunity of receiveing & collecting his tobaccoes aforesaid & by meanes whereof his Salery of ten PCent & also the employment of collecting & receiveing tobacco to the great damage of the said Edward & whereupon he Saith he is dampnified & hath losse to the value of fifty thousand pounds of tobacco & thereupon he bringeth his suite.

And whereupon the Said Charles James by Christopher Rousby his Attorney cometh and defendeth the force & injury when &c & Saith that as to the making of an assault with force & armes upon him the said Edward & also the takeing away One bagg then hanging by the Side of him the said Edward with all the papers writeings & accompts therein, he the Said Charles is in no wise giulty in manner & forme as the aforesaid Edward hath above against him complained & of this he putts himselfe upon the Country, and as to the residue of the trespass aforesaid above supposed to be done, he the said Charles saith That the said Edward ought not thereupon to have his action aforesaid because he Saith that true it is that at the time aforesaid wherein the trespass aforesaid is supposed to be done to wit the 4th day of May 1676 and for a certaine time before and after he the said Charles was High Sheriff of Cecil County and that dureing that time to wit the 20th day of April 1676 he the Said Charles James received a certaine precept or warrant under the hand of the Hon^{ble} William Calvert Esq principal Secretary of Maryland & One of his Lopps Hon^{bl} Councell the tenor whereof followeth in these words vizt These are in the name of the Right Hon^{ble} the Lord Proprietary to will and require you that upon Sight hereof you take into your Custody the body of Edward Pynn late Sub-Sheriff of Cecil County with all Such bookes and accompts as he hath been entrusted with to receive by his Lo^{pp} Upon his Lo^{pps} acceptment the publique or any of his Lopps Officers so that you have his body with

all the aforesaid bookes & accompts at the Citty of s^t Maries the 15th of May next & for so doing this shall be your warrant Given under my hand the 20th day of April 1676. Wilt Calvert. To Charles James High Sheriff of Cecil County. As by the Same precept or warrant here in Court pduced more fully may appeare. By virtue of which Said precept or warrant he the said Charles James the said 4th day of May 1676 in Cecil County aforesaid did take the body of him the said Edward Pynn into his Custody together with a certaine bagg then hanging by the side of him the said Edward wherein (amongst other papers & writings) was contained the Said bookes & accompts meant and mentioned in the Said precept or warrant and wherewith he the Said Edward had been entrusted upon his Said Lopps accompt, the Publique or some of his Said Lopps Officers and as it was lawfull for him the Said Charles to doe. And forasmuch as it was pretended by the Said Edward that the said Publique bookes and accompts were at the time aforesaid intermixt in the Said bagg with other papers and writings he the said Charles did then & there & ever after freely Offer to permitt & Suffer the said Edward Pynn to Seperate & Severe the said Publique bookes and accompts from the other papers & writings that were in the same bag, and to take & dispose (as he the Said Edward thought fitt) of all & every the papers & writings that were in the said bag, except the said publique bookes & accompts mentioned & intended by the aforesaid precept or warrant, Whereupon the said Edward did take Out of the Said bag, what papers or writings he thought fitt, but immediately without any cause from the said Charles James on a sudden shuffled the said papers writings books & accompts together & then & there & ever after (untill the time that the Same was returned according to the warrant & precept as aforesaid) obstinately & perversely refused to medle with any papers or writings that were in the Said bag, whereupon all the papers writings bookes & accompts which were in the said bag at the time aforesaid when the same was taken into the Custody of the said Charles James as aforesaid were all & every of them returned together in the same bag to the Citty of S^t Maries the 15th day of May 1676 together also with the body of the said Edward Pynn according to the precept or warrant aforesaid & then & there pduced and delivered to the R^t Hon^{ble} the Lord Propry who forthwith committed him the said Edward into the Custody of Clement Hill then High Sheriff of s^t Maries County. Which said taking of the said Edward into Custody by the said Charles James then Sheriff of Cecil County aforesaid & the Seizing of the Said bag of writings by virtue of the warrant or precept aforesaid is the same assault & takeing of the bag of papers writings & accompts mentioned & intended in the aforesaid declaration, without this that the aforesaid Edward Pynn was employed by Severall merchants & Others to collect & gather severall considerable summes

Liber N N

p. 357

Liber N N of tobacco for such merchants & others amounting to above three hundred thousand pounds of tobacco for collecting whereof he was to have ten pounds of tobacco for every hundred received & without that, that the bag So taken as aforesaid at the time of the takeing thereof as aforesaid did containe all his the said Edward Pynns papers & concernes touching the management of the imployment of receivour as aforesaid or any papers or concernes otherwise then what the Said Edward had been entrusted withall upon his Said Lopps the publique or some of his Lopps Officers as aforesaid & which were mentioned & intended by the said precept or warrant directed to the Said Charles James as aforesaid, & without that that the said Charles from him the said Edward the said papers, writings & accompts relateing to his said Office & Receivour otherwise then what was mentioned & intended by the Said warrant or precept from the Hon^{ble} W^m Calvert as aforesaid did deteine & Keepe so as the said Edward for want thereof lost the opportunity of Collecting & receiveing tobacco aforesaid & by meanes thereof his Salery of ten pounds PCent & also the imployment of Collecting & receiveing tobacco & this the said Charles is ready to averre whereupon he prayeth judgment whether the aforesaid Edward ought to have his action aforesaid against him.

And the said Edward Saith that as to the assault & takeing away the bagg of writings from the said Edward by the Said Charles the Said Charles is guilty of the trespas aforesaid in manner & forme as the said Edward hath above declared against him, & this he prayes
 p. 358 may be enquired off by the Country & the said Charles also And as to the residue of the said plea in barr Offered against the action of the Said Edward the said Edward Saith he ought not for any thing therein before alledged to be barred from his action aforesaid for that he saith the said Charles did not duly execute the said precept or warrant On the said Edward as the said Charles hath above pleaded nor was the due execution of the said precept or warrant the trespas above declared, without that that the said Charles did permitt or Suffer the Said Edward to seperate the Publique bookes & accompts from the other papers that were in the Said bagg all which the said Edward is ready to averre & humbly demands judgment & his damages &c & the said Charles also. Whereupon it is Comanded the sheriff of s^t Maries County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c. Now here at this day to wit the sixth day of October in the Second yeare of the Dominion of Charles Lord Baltemore &c over this Province Came the Said Edward & the said Charles by their said Attorney and the jurors of that jury came also to witt Thomas Cosden Edward Turner Jn^o Baker Thomas Gant Michael Tawney Mordecay Hunton Thomas Sprigg Michael Miller Stephen Murty John Bearcroft Morgan Jones and W^m Thomas who being

impannelled Sumoned & Sworne & heard what was alleadged & proved by the said partyes upon their Oathes doe say Wee find no cause of action. Whereupon it is granted by the Court here that the said Charles James recover against the said Edward Pynn the summe of three thousand Six hundred ninty two pounds of tobacco for his costs & charges in this behalfe laid Out & expended & the Said Edward in mercy for his false Complaint. Liber N N

Stephen Murty adm ^r	}	Comand was given to the Sheriff of Calvert
John Balley		County That whereas John Balley the four-
ag ^t		tenth day of May 1674 recovered judgment
John Russell		against the said John Russell for the summe of
		two thousand five hundred pounds of tobacco

a certaine debt for damages whereof he was convict as also seven-
teene hundred ninty five pounds of tobacco costs of suite of which
said damages & costs remaineth satisfaction to be made Therefore
it was Comanded the same Sheriff that by good & lawfull men of
his Bailiwick he be & appeare here the Second day of October 1677
to show cause if any he have why execution for the said damages
& costs should not issue against him Att w^{ch} said Second day of
October in the yeare aforesaid the same Sheriff maketh returne of
the writ aforesaid endorsed By virtue of this writt I have sumoned
the said John Russell as by the same writ I am Comanded but the
said John Russell came not Whereupon it is granted by the Court
here the eighth day of October in the yeare aforesaid That the
said Stephen Murty administrator of the goods & chattells of the
said John Balley deceased recover against the said John Russell the
damages & costs aforesaid as also the summe of five hundred &
twenty pounds of tobacco costs of suit sithence laid Out & expended.

Samuel Millington	}	Whereas Samuel Millington the twelfth day
ag ^t		of ffebruary 1675 obtained judgment against
Thomas Bankes adm ^r		George Beckwith in his life time for two
George Beckwith		thousand pounds of tobacco a certain debt
		then recovered against him & five hundred

ninty Eight pounds of tobacco of suite for which said debt & costs
satisfaction remained to be made Whereupon Comand was given to
the Sheriff of Calvert County that by good & lawfull men of his
Bailiwick he make Knowne unto Thomas Bankes administrator of
the goods & Chattells of the said George that he be & appeare here
the 17th day of April 1677 to show cause if any he hath why execu-
tion for the debt & costs aforesaid should not issue against the estate
of the said George Att which said 17th of April the same Sheriff
maketh returne of the writ aforesaid That the Said Thomas Bankes
was sumoned as by the same writ he was Comanded Whereupon the
said Thomas Bankes by Robert Carville his Attorney cometh & de-

Liber N N fendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court the same day is given to both parties. Afterwards to witt the Eighth day of October Anno 1677 Came the said Thomas Bankes by his said Attorney & saith that the aforesaid Samuel Millington execution against him or the estate of the said George Beckwith deceased of the aforesaid severall summes by him in forme aforesaid demanded Ought not to have because he
 p. 359 saith that the said judgment was illegally and Surreptitiously obtained in the plaintiffs name against the said George Beckwith without the plaintiffs consent or any warrant of Attorney from the said Samuel to justifie such recovery, and that the said George in his life time & long before the said recovery had against him by the said Samuel paid the said summe of two thousand pounds of tobacco to the Said Samuel & this he is ready to verifie whereof he demands judgment if the said Samuel execution ag^t him or the estate of the said George Beckwith ought to have &c.

And the said Samuel by Christopher Rousby his Attorney saith that by any thing in the aforesaid plea contained he the said Samuel ought not to be hindred from haveing execution upon the judgment against the estate of the said George Beckwith for that the said judgment was not illegally or surreptitiously Obtained nor did the said George Beckwith in his life' time pay the said two thousand pounds of tobacco to the said Samuel Millington &c.

Which being read & heard & the said plea judged insufficient to debarre the said Samuel from haveing Execution aforesaid It is granted by the Court here that execution issue accordingly, and that the Said Samuel Millington recover against the estate of the Said George Beckwith the debt & costs aforesaid together with six hundred fifty foure pounds of tobacco costs of Suite Sithence expended.

W ^m Gittings	}	Richard ffenwick late of Calvert County
ag ^t		Gent adm ^r of the goods & chattells w ^{ch} were
Richard ffenwick adm ^r		of Cuthbert ffenwick late of the County
Cuthbert ffenwick	}	aforesaid Gent dec ^d was attached to answer unto W ^m Gittings Gent in a plea of trespass upon the case.

And whereupon the said William by Christopher Rousby his Attorney complaineth that whereas the Said Cuthbert the 20th day of March 1673 in consideration that he the said W^m at the Speciall instance & request of him the said Cuthbert would authorize him the Said Cuthbert to collect certaine summes of tobacco due to him the said W^m from Severall persons within this Province, and would allow him the said Cuthbert usuall Salery for his paines therein to wit ten pounds by the hundred for every hundred pounds of tobacco which he the said Cuthbert should collect of the debts aforesaid did assume & faithfully promise that he the said Cuthbert would not only

use his best Skill & endeavour to receive the Said Severall Summes of tobacco for the use of the said W^m but also that he the said Cuthbert would quietly deliver up unto the said W^m or his assignes all such summe or Summes of tobacco as he the said Cuthbert Should at any time receive of the debts aforesaid Saving to himselfe & deducting for his Salery ten pounds of tobacco for every hundred pounds of tobacco which he the Said Cuthbert Should receive of the said debts And the said W^m in fact saith that he the said W^m trusting to the promise and assumption aforesaid of him the Said Cuthbert Did the aforesaid 20th day of March 1673 authorize him the said Cuthbert by Letter of Attorney under the hand & Seale of him the Said William to collect the Severall Summes of tobacco due to him the said W^m within this Province as aforesaid And did agree to allow him the said Cuthbert ten pounds of tobacco by the hundred for his Salery for all such tobacco as he should receive for the said W^m as aforesaid By virtue & in pursuance whereof the said Cuthbert afterwards to wit the 22th of September 1674 did receive of Christopher Rousby then Sheriff of Calvert County Seu'all summes of tobacco due to the said W^m from Severall persons within the said County in all amounting to six thousand nine hundred twenty five pounds of tobacco as by a receipt for the same under the hand of the said Cuthbert here in Court produced whose date is the same 22th day of September 1674 more fully may appeare Whereby action did acruce to the said W^m to demand & have of the said Cuthbert six thousand two hundred & thirty two pounds of tobacco & a halfe Yet the s^d Cuthbert his promise and assumption aforesaid not regarding the aforesaid Six thousand two hundred thirty two pounds & a halfe of tobacco nor any part thereof in his life time unto the Said W^m hath not paid nor the said Richard to whom adm^{cōn} of the goods & chattels which were of the said Cuthbert by the Hon^{ble} Philip Calvert Esq^r Cheife judge for proveing of Wills & granting of adm^{cōns} within this Province is granted the Said Six thousand two hundred thirty two & a halfe pounds of tobacco nor any Part of it since the death of the said Cuthbert unto the said W^m hath not paid but the same & every part thereof unto the said W^m to pay hath denyed though often thereunto requested & the said Richard the said six thousand two hundred thirty two pounds & a halfe of tobacco unto the said W^m to pay Still doth deny whereupon the said W^m Saith he is worse & hath damage to the value of Eight thousand pounds of tobacco And thereupon he brings his suite. p. 360

And the said Richard by Charles Boteler his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill October Court next and it is granted unto him the same day is given to the said W^m

Att which day to wit the sixth day of October Anno Domⁱ 1677 Came the said W^m & Richard by their Said Attornyes and the said

Liber N N Richard saith as to foure thousand One hundred Eight foure pounds of tobacco he is content that judgment passe against him as adminis-
tor as aforesaid Whereupon it is granted by the Court here that the
said W^m Gittings recover against the estate of the said Cuthbert
ffenwick the summe of foure thousand One hundred Eighty foure
pounds of tobacco damages Occasioned by the trespas aforesaid as
also the Summe of six hundred twenty Seaven pounds of tobacco
costs of suite.

Joseph Pile } Gerard Slye late of s^t Maries County otherwise called
ag^t } Cap^t Gerard Slye of s^t Maries County in the Province
Gerard Slye } of Maryland Gent was summoned to answer unto Joseph
Pile of a plea that he render unto him three thousand
nine hundred & nineteene pounds of tobacco which to him he oweth
& unjustly deteineth Whereupon the Said Joseph Pile by Robert
Carville his Attorney saith That whereas the said Gerard Slye the
22th day of April 1676 by his certaine writinge Obligatory Sealed
with the seale of him the said Gerard & here in Court produced whose
date is the day & yeare abovewritten did bind & acknowledge him-
selfe his heirs execut^{rs} adm^{rs} & assignes to pay or cause to be paid
the full just summe of three thousand nine hundred & nineteene
pounds of good sound merchantable leafe tobacco in caske within
halfe an English mile distant frō convenient Landing in the County
& Province aforesaid unto the said Joseph Pile of the County &
Province aforesaid Planter his heirs execut^{rs} adm^{rs} or assignes at or
before the tenth day of October next ensueing the date thereof
notwithstanding which the said Gerard Slye the said Summe of three
thousand nine hundred & nineteen pounds of tobacco unto him the
said Joseph Pile though often thereunto required hath not paid but
the same to pay hitherto hath & Still doth altogether deny To the
damage of the said Joseph foure thousand eight hundred pounds of
tobacco & thereupon he brings his suite.

And the Said Gerard by Kenelm Cheseldyn his Attorney cometh
& defendeth the force & injury when &c and prayeth liberty to im-
parle hereunto untill the next Provinciaall Court the same day is
given to both parties.

Att which next Court to wit the fifth day of October Anno 1677
Came the said Joseph by his Attorney aforesaid & Offered himselfe
against the said Gerard in the plea aforesaid but the said Gerard
came not but made default Whereupon it is granted by the Court
here That the said Joseph Pile recover against the Said Gerard Slye
aswell the summe of three thousand nine hundred and nineteene
pounds of tobacco the debt aforesaid as also the summe of five hun-
dred and Sixty pounds of tobacco for his costs & charges in this
behalfelaid Out & expended & the said Gerard in mercy.

Robert Carville } Thomas Gerard late of s^t Maries County otherwise
 ag^t } called Thomas Gerard of Westwood in s^t Maries
 Thomas Gerard } County Gent Gent was Sumōned to answer unto
 Robert Carville One of the Attornyes of this Court
 according to the priviledges &c of a plea that he render unto him two
 thousand pounds of tobacco which to him he oweth & unjustly
 deteineth.

Liber N N
 p. 361

And whereupon the said Robert in his proper person Saith That
 whereas the said Thomas upon the six and twentieth day of ffebruary
 1673 by his certaine bill or writeing Obligatory Sealed with the seale
 of him the said Thomas and here in Court produced whose date is
 the day & yeare abovesaid did confesse & acknowledge himselfe to
 owe and Stand indebted to the said Robert in the sume of two
 thousand pounds of tobacco & caske to be paid in Some convenient
 place in S^t Maries County at or upon the tenth day of November
 then next Yet notwithstanding the said Thomas the said Summe of
 two thousand pounds of tobacco to him the Said Robert though often
 thereunto requested hath not hitherto paid or Satisfied but the same
 to pay hath & Still doth deny & refuse to the damage of the said
 Robert three thousand pounds of tobacco & thereupon he bringeth
 his suite.

Now here at this day to wit the eighth day of October in the yeare
 of Our Lord 1677 Came the said Thomas by Kenelm Cheseldyn his
 Attorney and Saith that as to One thousand pounds part of the said
 two thousand pounds of tobacco he the said Thomas Gerard hath
 paid but as to One thousand pounds the remainder he cannot gainsay
 for that he oweth the same to the said Robert Whereupon it is
 granted by the Court here That the Said Robert Carville recover
 against the Said Thomas Gerard the summe of One thousand pounds
 of tobacco the debt aforesaid as also the summe of One hundred
 sixty eight pounds of tobacco costs of suite.

Jane Gray adm ^{rx} of	}	}
Alexander Winsor		
ag ^t	}	
Thomas Spink adm ^r		
Jane Paine	}	
Mary Clements executrix		
Jn ^o Clement	}	
ag ^t		
W ^m Orchard & George Lewen	}	
Thomas Marsh		
ag ^t	}	
Stephen Burle ex ^r		
Robert Burle	}	

Liber N N	Jn ^o Quigley	}	these nine causes Continued untill December Court next.
	ag ^t		
	John Creycroft		
	Stephen Murty adm ^r		
	John Balley		
	ag ^t		
	Philip Lynes		
	Garret Vansweringen		
	ag ^t		
	George Thompson		
	Mathias De Ring		
	ag ^t		
	Henry Johnson & Elizabeth his wife adm ^{rx} Nath: Vtie		
	John Watson		
	ag ^t		
	Robert Graham		
	Andrew Tenehill		
	ag ^t		
	Thomas Bankes.		

p. 362 Joseph Pile } Thomas Hussey late of Charles County otherwise
 ag^t } called Thomas Hussey of Charles County in the
 Thomas Hussy } Province of Maryland Gent was summoned to
 answer unto Joseph Pile of a plea that he render
 unto him twelve thousand foure hundred Eighty six pounds of
 tobacco which to him he oweth and unjustly deteineth.

And whereupon the said Joseph Pile by Robert Carville his At-
 torney saith That whereas the Said Thomas Hussey the 14th day
 of March Annoq Dom 1675 by his certaine writeing Obligatory
 Sealed with the Seale of him the said Thomas and here in Court
 produced whose date is the same day & yeare abovewritten did bind
 himselfe his heirs execut^{rs} adm^{rs} or assignes to pay or cause to be
 paid the full & just Summe of twelve thousand foure hundred Eighty
 six pounds of good sound bright & large merchantable tobacco in
 caske of his Owne Cropp in the County & Province aforesaid and upon
 notice given to be brought within halfe a mile distant from a con-
 venient Landing unto the said Joseph Pile of s^t Maries County & in
 the Province aforesaid Gent his heirs execut^{rs} adm^{rs} or assignes at
 or before the tenth of October next ensuing the date thereof not-
 withstanding which the said Thomas Hussey the said summe of
 twelve thousand foure hundred eighty six pounds of tobacco unto
 him the said Joseph Pile though often thereunto required hath not
 paid but the same to pay hitherto hath & Still doth altogether deny
 to the damage of him the said Joseph fifteen thousand pounds of
 tobacco & thereupon he bringeth his Suite.

And the Said Thomas by John Jones his Attorney cometh & defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaall Court & it is granted unto him the Same day is given to the Said Joseph Pile. Liber N N

Att which said next Court to witt the fifth day of October in the yeare of Our Lord 1677 Came the Said Joseph Pile by his said Attorney & offered himselfe against the said Thomas Hussey in the plea aforesaid but the said Thomas came not but made default Whereupon it is granted by the Court That the Said Joseph Pile recover against the Said Thomas Hussey the said sume of twelve thousand foure hundred eight six pounds of tobacco the debts aforesaid together five hundred & sixty pounds of tobacco costs of suite & the Said Thomas Hussey in mercy.

Mary Clements ex ^{rx}	}	John Cocke late of Caecil County otherwise
Jn ^o Clements		called John Cocke of the County of Caecilus
ag ^t		in the Province aforesaid Planter was sum-
John Cocke		oned to answer unto Mary Clements executrix

of the last will & Testament of John Clements
of a plea that he render unto her Seaven thousand pounds of tobacco which from her he unjustly deteineth

And whereupon the Said Mary by Robert Carville her Attorney saith That whereas the said John Cocke the 14th day of July 1674 by his certaine writeing Obligatory sealed with the seale of him the said John Cocke and here in Court produced whose date is the day and yeare abovewritten did acknowledge himselfe holden & firmly bounden unto the Said John Clements of the County of Talbott in the province aforesd or to his certaine Attorney his execut^{rs} adm^{rs} or assignes in the full & just quantity of Seaven thousand pounds of tobacco with caske To be paid upon his then dwelling plantacōn in Sassafrax River to be paid at or by the tenth day of October which was in the yeare of Our Lord 1675 being in consideration of two Servants then in hand received (at the time of the delivery of the said writeing) To the which payment well & truly to be made he did bind himselfe his heirs executors & adm^{rs} firmly by those presents notwithstanding w^{ch} the said John Cocke the said summe of seaven thousand pounds of tobacco unto him the said John Clements in his life time nor to the said Mary since his death though often thereunto required hath not paid but the same to pay hitherto hath & still doth altogether deny to the damage of the said Mary Eight thousand pounds of tobacco and thereupon she bringeth her suite And the said Mary bringeth here into Court her Letters Testamentary by which it may appeare to the Court here she is executrix & hath right of administration &c.

And the said John Cocke by Robert Ridgely his Attorney cometh & defendeth the force and injury when &c and prayeth liberty of

Liber N N Speakeing hereunto untill next Provinciall Court and it is granted him the same day is given to the said Mary Clements.

p. 363 Att which said next Provinciall Court to witt the fifth day of October in the yeare 1677 Came the said Mary Clements by her said Attorney & offered herselfe against the said John Cocke in the plea aforesaid but the said John came not but made default Whereupon it is granted by the Court here that the said Mary recover against the said John Cocke aswell the summe of Seaven thousand p^{ds} of tobacco the debt aforesaid as also the summe of five hundred & sixty pounds of tobacco costs of suite & the said John Cocke in mercy &c.

Samuel Raspin	}	John Allen late of Charles County Gent otherwise
ag ^t		called John Allen of Charles County merchant was
John Allen	}	sumoned to answer unto Samuel Raspin of a plea
		that he render unto him the just quantity of four-

teen thousand eight hundred fifty One pounds of tobacco which to him he oweth & unjustly deteineth

And whereupon the said Samuel by Kenelm Cheseldyn his Attorney saith that whereas the said John Allen the 8th day of September 1675 by his certaine writeing Obligatory Sealed with the Seale of him the said John and here in Court produced whose date is the day & yeare abovesaid did acknowledge himselfe holden & firmly bounden unto the said Samuel for the Use of M^r George Ramsden & Company merchants in Yorke in the Kingdome of England in the full & just quantity of fourteene thousand Eight hundred fifty One pounds of good Sound merchantable leafe tobacco in caske to be paid unto him the Said Samuel Raspin for the use aforesaid to his or their heirs execut^{rs} adm^{rs} or assignes at or before the tenth day of October next ensueing the date thereof in some convenient place in Charles County aforesaid for which paym^t well & truly to be made he did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those p^rsents. Notwithstanding which the said John Allen the said sume of fourteene thousand Eight hundred fifty One pounds of tobacco to him the said Samuel though often thereunto required according to the tenor of the said writeing Obligatory hath not paid but the same to pay hath denyed & refused & Still doth refuse & deny to pay the same Whereupon the Said Samuel saith he hath losse & damage to the value of five & twenty thousand pounds of tobacco And thereupon he bringeth his suite

And the said John Allen by John Jones his Attorney cometh & defendeth the force and injury when &c & prayeth liberty of Speakeing hereunto untill the next Court & it is granted him the same day is given to the said Samuel

Att which next Court to witt the Eighth day of October Anno Domⁱ 1677 Came the said Samuel by his Said Attorney & offered him-

selfe against the said John in the plea aforesaid but the said John came not but made default Whereupon it is granted by the Court here That the said Samuel Raspin recover against the Said John Allen the summe of fourteene thousand Eight hundred fifty One pounds of tobacco the debt aforesaid together with five hundred thirty six pounds of tobacco costs of suite & the said John Allen in mercy &c.

John Wynne	}	these foure causes continued untill December Court.
ag ^t		
Thomas Spinke		
Thomas Jones		
ag ^t		
John Jordaine		
John England		
ag ^t		
ffrancis Wyne adm ^r		
W ^m Marshall		
Roger Baker	}	
ag ^t		
Thomas Gant		

Jn ^o Addison & ux ^r	}	Clement Hill, Henry Carew and Robert Carvile Gent Execut ^{rs} of the last will & Testam ^t of Elizabeth Moy deceased Executrix of the last will & Testament of Richard Moy dec ^d were sumōned to answer unto John Addison & Rebecca his wife executrix of the last Will & Testament of Thomas Dent deceased of a plea that they render unto them the full & just sume or quantity of Eighteen hundred pounds of good sound merchantable Tobacco & casque which from them they unjustly deteine.	p. 364
ex ^x Thomas Dent			
ag ^t			
Clement Hill Henry Carew & Rob ^t Carvile			
ex ^{rs} Eliz : Moy &c			

And whereupon the said John Addison & Rebecca his wife by Robert Ridgely their Attorney Say that whereas the said Richard Moy in his life time to witt the thirteenth day of October in the yeare of Our Lord One thousand Six hundred seventy & three by his certaine bill Obligatory Sealed with the seale of the said Richard & here in Court produced whose date is the day & yeare aforesaid did acknowledge himselfe to be holden & firmly bounden unto the said Thomas Dent in the full & just summe or quantity of Eighteene hundred pounds of good sound merchantable tobacco in caske to be paid unto the said Thomas Dent or to his certaine Attorney his heirs ex^{rs} & adm^{rs} or assignes upon demand To the which payment well & truly to be made the Said Richard Moy did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those p^rsents Notwithstanding which the said Richard Moy in his life time nor the said Elizabeth Since his

Liber N N death (to whom the execution of the Testament of the said Rich^d since his death was committed) nor the Said Clement Henry & Robert since the death of the said Elizabeth (to whom the execution of the Testament of the said Elizabeth Since her death hath beene comitted) the Said Summe of Eighteen hundred pounds of tobacco according to the tenor of the Said bill Obligatory to him the said Thomas in his life tyme nor to the said Rebecca while she was Sole (to whom the execution of the Testament of the Said Thomas Since his death hath been committed) nor to the said John and Rebecca Since Espousalls betweene them celebrated have not paid though often thereunto required but the same to pay have refused & denied & to pay the same as yet doe refuse & deny whereupon the said John & Rebecca Say they are dampnified & have lost to the value of two thousand foure hundred pounds of tobacco & thereupon they produce their Suite. And the Said John & Rebecca bring into Court here the Letters Testamentary to the said Rebecca granted that it may appeare to the Court here that she of the Testament of the Said Thomas is Executrix

And the Said Clement Henry & Robert by Robert Carville their Attorney come & defend the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & it is granted them the same day is given to the plaintiffs

Att which Said next Court to witt the 5th day of October in the Second year of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Domⁱⁿⁱ 1677 Came the said John & Rebecca & offered themselves against the Said Clement Henry & Robert in the plea aforesaid & the Said Clement Henry & Robert came also & Say nothing in barr of the action aforesaid in forme aforesaid against them brought Whereupon it is granted by the Court here that the Said John Addison & Rebecca his wife executrix of the Said Thomas Dent recover against the estate of the said Richard Moy aswell the summe of Eighteen hundred pounds of tobacco the debt aforesaid as also the Summe of five hundred thirty & six pounds of tobacco costs of suite.

John Cooper	}	these two actions abate the p ^{ts} being dead.
ag ^t		
Michael Miller		
John Jones		
ag ^t	}	
Philip Lynes		

Richard Bayly	}		}	these three actions are discontinued.
ag ^t				
W ^m Dare	}			
the same				
ag ^t	}			
the same adm ^r Jn ^o Parker				

Christopher Rousby & Eliz : }
 his wife ex^{rx} Ri: Collett }
 ag^t }
 Anthony Calloway }

John Peerce } John Addison and Rebecca his wife executrix p. 365
 ag^t } of the last will & Testament of Thomas Dent
 John Addison & ux^r } deceased were attached to answer unto John
 ex^{rx} Tho: Dent } Peerce of a plea of trespas of the case

And whereupon the said John Peerce by Robert Carville his Attorney Saith that One W^m Dyton merchant languishing of a distemper whereof he Shortly after dyed at the house of Richard Keene in Petuxent in Calvert County the said John was upon the 10th day of March in the yeare of Our Lord 1675 Sent for to attend him the said W^m in his sicknesse aforesaid & to administer phisick to him Whereupon the said John Peerce went & visitted the said W^m Dyton & attended him Severall dayes & administred to him Severall phisicall & Cordiall meanes for which & for his journeyes & attendance he required to have the summe of two thousand One hundred & Eighty p^{ds} of tobacco And after the death of the said W^m Dyton the said John Peerce applyed himselfe to the said Thomas Dent administrat^r of the said W^m Dyton for satisfaction of the said two thousand One hundred & Eighty pounds of tobacco and gave him a particular accompt thereof a cobby whereof is here in Court produced and thereupon the Said Thomas Dent did assume upon himselfe and to the said John did faithfully promise that he the said Thomas would well & faithfully Satisfie & pay unto the said John Peerce Such & So much of the said accompt as his Hon^r the Chancellour should allow & approve off. And the said John in fact saith he did carry the said accompt to the Hon^{ble} Philip Calvert Esq^r Chancellour who did allow of One thousand Eight hundred & eighty pounds of tobacco of the said accompt to be paid to the said John Peerce as by his allowance under his hand may appeare Yet notwithstanding the said Thomas in his life time nor the Said Rebecca Since his death while she was sole nor the said Jn^o Addison & Rebecca his wife Since their intermarriage the said sume of Eighteen hundred & eighty pounds of tobacco to him the said John though often thereunto requested hath not paid or satisfied but the same to pay or satisfie have hitherto and still doe deny & refuse to the damage of the said John Peerce three thousand pounds of tobacco & thereupon he bringeth his suite.

And the Said John and Rebecca by Robert Ridgely their Attorney come & defend the force & injury when &c & pray liberty to imparle hereunto until next Provinciaall Court & it is granted them the same day is given to the said Jn^o Peerce.

Att which next Provinciaall Court to witt the fifth day of Octo-

Liber N N ber 1677 Came the said John Peerce by his Said Attorney & haveing produced the said accompt and made Oath that there is justly due unto him of the said accompt thirteene hundred & forty pounds of tobacco. Whereupon it is granted by the Court here That the said John Peerce recover against the estate of the Said Thomas Dent the said Summe of thirteene hundred & forty pounds of tobacco damages occasioned by the trespas aforesaid together with five hundred eighty eight pounds of tobacco cost of suite

John Watson } Stephen Murty late of S^t Maries County otherwise
ag^t } called Stephen Murty of the County of s^t Maries
Stephen Murty } in the Province of Maryland Inn Keeper was Sum-
moned to answer unto John Watson merch^t in a plea
that he render unto him the Summe of two thousand Seventy six
pounds of tobacco which to him he oweth & unjustly deteineth.

And whereupon the said John by Kenelm Cheseldyn his Attorney saith that whereas the Said Stephen the Sixth day of June 1676 by his certaine bill or writeing Obligatory Sealed with the Seale of the Said Stephen & here in Court produced whose date is the day and yeare abovesaid did bind himselfe his heirs execut^{rs} adm^{rs} or assignes to pay or cause to be paid unto John Watson merchant his heirs execut^{rs} adm^{rs} assignes or to his lawfull Attorney the full & just summe of Two thousand Seventy & six pounds of good Sound merchantable tobacco & caske to be paid at or before the tenth day of October next ensueing the date thereof at some convenient Landing in Brittons Bay or in s^t Georges Hundred Notwithstanding which the said Stephen Murty the said summe of two thousand seventy six pounds of tobacco according to the tenor of his said bill Obligatory
p. 366 hath not paid though often thereunto required but the same to pay hath denied & as yet doth deny to the damage of the said John Watson foure thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Stephen by John Jones his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & it is granted unto him the same day is given to the John Watson

Att which next Court to witt the fifth day of October in the yeare of Our Lord 1677 Came the said John Watson by his said Attorney & offered himselfe against the said Stephen in the plea aforesaid & the said Stephen in his proper person came also & the said Stephen saith nothing in barr or avoidance of the action aforesaid whereupon the said John remaineth against the said Stephen thereof wholly undefended Whereupon it is granted by the Court here that the said John Watson recover against the said Stephen Murty the summe of two thousand seventy six pounds of tobacco the debt aforesaid together with pounds of tobacco costs of suite & the said Stephen in mercy &c.

John Wynne ag ^t	}	John Watson & Thomas Carlisle execut ^{rs} of	Liber N N
John Watson & Tho:		the last will & Testament of John Cuningham	
Carlisle ex ^{ts} John Cunningham		deceased were attached to answer unto John Wynne of a plea of trespas upon the case. And whereupon the said John Wynne by Kenelm Cheseldyn his Attorney complaineth	

That whereas the said John Cuningham in his life time to wit from the 16th day of May in the yeare 1676 untill the tenth day of August in the same yeare did languish of divers distempers of body the said John Cuningham did in consideration that the said John Wynne (then practicing phisick & Chirurgery in this Province) would administer unto him the sd Jn^o Cuningham such meanes and medicines as he the said John Wynne thought best in his judgment for his then present distempers of body & give necessary attendance upon him while administring the same the said John Cuningham did assume upon himselfe & to the said John Wynne did faithfully promise that he the said John Cuningham would pay unto the said John Wynne for the said medicines meanes and attendance as aforesaid what for the same he should deserve and the said John saith he did administer severall meanes & medicines as in his best judgment he thought convenient for his said distempers of body and gave him durence the said Sicknesse necessary attendance a particular of all which medicines meanes & times of attendance are here in Court produced and in fact further saith that for the same he doth well in the whole deserve the summe of three thousand One hundred pounds of tobacco notwithstanding which the said John Cuningham in his life time nor the said John Watson & Thomas Carlisle execut^{rs} of the last will & testament of the said John Cuningham since his death the said three thousand One hundred pounds of tobacco have not paid though often thereunto required but the same to pay hitherto have & still doe deny to pay to the damage of the said John Wynne the summe of five thousand pounds of tobacco And thereupon he bringtheth his suite. And the said John Watson & Thomas Carlisle by John Jones their Attorney come & defend the force & injury when &c & pray liberty to imparle hereunto untill the next Court & it is granted them the same day is given to the said John Wynne.

Att which next Court to witt the fifth day of October in the yeare of Our Lord 1677 Came the said John Wynne by his said Attorney & offered himselfe against the said John Watson & Thomas Carlisle in the plea aforesaid but they came not & the said John Wynne having produced & proved the said accompt upon Oath is granted by the Court here That the said John Wynne recover against the said John Watson & Thomas Carlisle execut^{rs} as aforesaid of the estate of the said John Cuningham the said summe of three thousand One hundred pounds of tobacco damages occasioned by the trespas aforesaid as also five hundred thirty six pounds of tobacco costs of suite.

Liber N N October 4th 1677

It is the judgment & Order of this Court that Executors or administrators plaintiffs ought not to pay costs provided they bring their actions within the time of limitation of the Statute. but that Executors & adm^{rs} defendants pay costs.

p. 367 Know all men by these p^rsents that I Robert Carville One of the Execut^{rs} of Elizabeth Moy Executrix of Richard Moy deceased doe by these presents remise release and discharge Kenelm Cheseldyne Gent his execut^{rs} & adm^{rs} of & from all & all manner of action or actions Suites Strifes debts bonds bills accompts reckonings dues and demands whatsoever due to the estate of the Said Richard Moy or Elizabeth Moy their execut^{rs} or adm^{rs} or any of them or from me the said Robert in my Owne right from him the said Kenelm from the beginning of the World to this day As wittnes my hand and Seale this thirteenth day of November An^o Dom 1677.

Sealed & delivered in the p^rsence of

Ro: Carville (sealed)

John Wynn

Hen: Phippes

Jn^o Blomfeild:

Whereas heretofore to wit the 23th day of April last past Sarah Claw alias Younger petitioned this Court That her Husband Alexander Younger being possessed of a parcell of Land called Daley's Desire (in right of her the Said Sarah) did Sell & convey the same to Charles Boteler without any the least consideration therefore Only to defraud the Said Sarah of her interest of in & to the Same, and the Said Charles Boteler did againe convey the same to him the said Younger whereby he is in his owne right wholly possessed thereof and is departed this Province and impowered Richard Ladd Gent his Attorney to dispose of the Same And the Court being fully informed that the Said deeds So made and conveyed are fraudulent & vitious & being willing to doe right to the said Sarah Whereupon it was comanded the Sheriff of Calvert County that he require of the said Richard Ladd the said Deed So made by the said Charles Boteler to the said Younger and the Patent and all other writeings escrip's & papers to the Same belonging & when he had the same them to remitt to the Secrys Office with all convenient Speed there to remaine untill the said Younger should require the same And if the said Richard Ladd Should refuse to deliver the same that then he Cite and Summon him that he be & appeare here in October Court then next following to answer the premisses and Show cause why the same Ought not to be delivered & Kept as aforesaid At which October Court to wit the Second day of October Anno Domⁱ 1677 Came the said Sheriff & made returne of the said precept Endorsed The within named Richard Ladd doth altogether refuse to deliver the said papers

within mentioned but promiseth to appeare at the Provinciaall Court at S^t Maries there to answer on behalfe of the within named Younger unto Such things as shalbe then & there objected against the said Younger. Afterwards to wit the fifth day of October in the yeare aforesaid Came the said Richard Ladd & the Court requireing the Said Deed patent & other papers of the said Youngers in his hands the said Richard Ladd alleadging that he was ready to deliver the same So as he might be Secured for the delivery thereof Whereupon it is Ordered by the Court That the Said Richard Ladd deliver the same into Court & that the Clerke of this Court give him a receipt for the same which shall be a sufficient discharge to the said Richard Ladd to indempnifie him from the said Younger for the Same Whereupon the said Richard Ladd did deliver into Court these papers & escripts in a small box vizt. A patent for 500 Acres of land under the great seale of this province dated the 20th of July 1674 granted to W^m Claw, One deed of sale of the said Land by Charles Boteler to the Said Alexander Younger dated the 5th of December 1676. Edward Pynn Subsheriff to Cap^t Jonathan Sibrey Sheriff of Cecil County his receipt for three yeares rent for the said Land dated 13th of December 1676. Sarah Claw her Letter of administration upon the estate of the Said W^m Claw. dated the 19th November 1675, and the same doe remaine in the Secrys Office & for which the said Clerke hath given his receipt to the Said Richard Ladd in pursuance of the Order aforesaid.

M^r Kenelm Cheseldyn

p. 368

Pray you issue forth execution against George Oldfeild at my Suite upon a judgment obtained by M^r John Jones & for y^r So doing this shall be your warrant.

November the 9th 1677

Pope Alvey.

Ne Blakiston

Richard Speed	}	Upon motion made to the Court the 4 th day of October Anno 1677 by M ^r Robert Carville Attorney for the plaintiff that there are Severall debts of the defendants due from severall persons to them by bills bonds & accompts in the hands of M ^r Henry Bonner of Charles County Whereupon the Said Robert Carville prayed that the Said Henry Bonner may appeare here the next Provinciaall Court and that he bring all such papers bills bonds & accompts due & payable to the Said Erbery & Comp ^a with him to be disposed of as the Court Shall thinke fitt and it is granted unto him.
ag ^t		
Edward Erbery & Comp ^a	}	

M^r Kenelm Cheseldyn

As Attorney of Edward Conery deceased against the Executors of Thomas Gerard deceased these are to request you to issue forth

Liber N N an Elegit against the moyety of the Said Estate in the hands of the executors at the time of the judgment Obtained & for your so doing this shall be your warrant.

Wittnes

Clement Hely.

Jn^o Blomfeild :

Edward Turner Constable of S^t Clements Hundred Petitioned the Governour & Council That Whereas the said Edward being an illiterate person and constituted Constable of the said Hundred is fined by the justices of S^t Maries County Court the summe of five hundred pounds of tobacco for not Setting up in the Court house of the said County a faire list of all the tithables within his Hundred according to the Act of Assembly in that case made & provided, of which Act the said Edward was wholly ignorant Therefore he humbly craves that the said fine may be remitted & that a Certificate thereof may be given to the County Court.

Underneath which petition was written this. My Opinion is that an Order of this Court be transmitted to the justices of the County of S^t Maries to Comānd them to surcease estreating the fine mentioned in the petition the Constable haveing taken his Oath that he was ignorant of the Law as to the Setting up a list at the Court & did deliver a list to the Sheriff in tyme, And the justices of the Court or any Single justice of the peace that shall for the future sweare the Constables doe at the time of administering the Oath acquaint the Constable of his duty in this case & then the Constable be left without excuse.

Thoma Notley.

Afterwards to wit the 5th day of October 1677 the abovesaid petition & Opinion of the Governour being read in Open Court It is the Opinion of the Court here that as to the latter part of the Governours Opinion in the premisses be observed & Kept.

Vincent Lowe	}	these 5 causes continued till December Court
ag ^t		
Henry Mitchell		
John Young		
ag ^t		
Jn ^o Larkin & Joseph Chew		
John Jordaine		
ag ^t		
Thomas Jones		
John Watkins		
ag ^t		
Richard Hill adm ^r		
James Rawbone	}	
Pope Alvey		
ag ^t		
John Jordaine		

November the 26th 1677

Liber N N
p. 369

I doe hereby authorize and appoint you M^r Robert Carville One of the Attornyes of the Provinciaall Court to appeare and defend for M^r George Tite merch^t in an action against M^r Clement Hill and likewise to prosecute in an action in the Provinciaall Court betweene the Said Tite plaintiff and Hill defendant and so doing this shall be your warrant from me as being M^r Tites Attorney

Wittnes my hand.

Joshua Guibert.

Jn^o Blomfeild.

I doe hereby imploy you Robert Carville to be my Attorney in the Provinciaall Court to prosecute an action in my name against Edmund Beauchamp & for so doing this shall be your warrant and Oblige me to pay your ffee as wittnes my hand this tenth day of December 1677

Testis

Randall Revell.

Jn^o Blomfeild.

Maryland ss. ffancis Jenkins Deputy Surveyour of the
Somerset County. County aforesaid Sworne before the Hon^{ble} W^m
Calvert Esq^r Principall Secretary of this Prov-
ince the 20th day of November Annoq^{ue} Domⁱⁿⁱ
1677.

Saith whereas Alexander Drapper and Randall Revell sen^r im-
ployed him the said Deputy Survey^r to survey nine hundred acres
of land for the said Draper Scituate On the South Side of Monokin
River, That the said Revell certified to the said Survey^r that the
Easternmost bounds of the land formerly Surveyed for Randall
Revell to witt three thousand acres of land called Natives Arococo
did not extend further eastward or north east than to a Small branch
now Knowne by the name of Raggoone branch And that the Oake
which I the Survey^r made the first boulder for the land above Speci-
fied to witt nine hundred acres Surveyed for the said Draper was
by the said Revell declared to be without any claime of him the Said
Revell, And that the said Randall Revell did assist by himselfe and
Servants in the Surveying of the said nine hundred acres of land
Surveyed for the said Draper, And did also accomodate the Said
Draper with part of the rights to compleate the warrant by which the
land was Surveyed by virtue off and further saith not.

Sworne before me the day & yeare abovesaid

Witt Calvert.

Jur in Record^o p me Edm : Beauchamp Ct Com^r Somerset.

Elizabeth Delaroch ex ^{rx}	}	John Allen of Charles County in the Pro-
Charles Delaroch		vince of Maryland Gent was attached to
ag ^t		answer unto Elizabeth Delaroch widdow
Jn ^o Allen		Executrix of the last will & Testament of
		Charles Delaroch of the Citty of s ^t Maries
Innholder of a plea of trespass on the case.		

Liber N N

Whereupon the said Elizabeth by George Thompson her Attorney Saith that the said John at divers dayes & times vizt from the tenth day of february in the yeare of Our Lord One thousand six hundred Seventy three untill the fifteenth day of the said month & yeare had and received of him the Said Charles at the house of the Said Charles at the City of St Maries in the County of s^t Maries necessary accomodations a particular whereof is here in Court produced the which in the whole amounteth to the Summe of Eight hundred forty two pounds of tobacco In consideration whereof the Said John assumed upon himselfe and to the said Charles faithfully did promise that he the said John the said summe of Eight hundred forty two pounds of tobacco as aforesaid unto him the said Charles when thereunto required would well and truly content & pay notwithstanding the said John the Said Summe of Eighth hundred forty two pounds of tobacco as aforesaid according to his promise though often thereunto required hath not paid unto him the said Charles in his life time nor to the Said Elizabeth after the death of the said Charles hath not rendered but the same to them to render content & pay hath refused and the Same to the Said Elizabeth to pay hitherto hath & Still doth altogether deny & refuse Whereupon the said Elizabeth saith she is dampnified & hath damage to the value of fifteen pounds of tobacco And thereupon she brings her action

p. 370 And the said Elizabeth brings here into Court the Letters Testamentary of the said Charles by which it is Sufficiently manifest to the Court here the aforesaid Elizabeth to be the Executrix of the aforesaid Charles of his last Will & Testament aforesaid and thereupon to have administration.

And the Said John by Robert Carvile his Attorney cometh & defendeth the force and injury when &c and Saith he did not assume upon himselfe & to the said Charles make such promise as the said Elizabeth hath above imposed upon him & of this he putts himselfe upon the Country. Whereupon the Said Elizabeth by her Attorney prayed day untill the next Court & it is granted her the same day is given to the Said John Allen.

Now here at this day to witt the Eighth day of October in the Second yeare of the Dominion of Charles Lord Baltemore &c Annoq Dom One thousand six hundred Seventy Seaven Came the Said Elizabeth by her Attorney but the said John Allen came not but made default. Whereupon it is granted by the Court here That the Said Elizabeth recover against the said John Allen aswell the summe of Eight hundred forty two pounds of tobacco damages occasioned by the trespas aforesaid as also the Summe of pounds of tobacco costs of suite.

Morgan Jones } John Rawlings late of Dorchester County otherwise Liber N N
 ag^t } called John Rawlings of the County of Dorchester
 John Rawlings } was Sumōned to answer unto Morgan Jones in a
 plea that he render unto him two mares Six Shoates
 & One barrell of Indian Corne in Eares which to him he oweth &
 unjustly deteineth

And whereupon the said Morgan by Kenelm Cheseldyn his Attorney Saith that whereas the said John Rawlings the three & twentieth day of November in the yeare One thousand Six hundred Seventy five did by his certaine writeing obligatory sealed with the Seale of him the Said John & here in Court produced whose date is the same day & yeare abovementioned engage himselfe his heirs executors administrat^{rs} to deliver or cause to be delivered unto Morgan Jones of s^t Maries County his heirs or assignes two Sufficent mares the choice Out of three, and if received then to be delivered at the said Morgan Jones Landing and the said Rawlings is to stand to the hazard of the Seas and to pay for the transportation of the said Mares and also six Shoates three or foure months Old & One barrell of Eares of Indian Corne all to be delivered upon demand notwithstanding w^{ch} the said John Rawlings the said two mares Six Shoates & One barrell of Corne according to the tenor of his Said writeing Obligatory hath not paid though often thereunto required but the same to pay hitherto hath and still doth deny to the damage of the said Morgan the summe of five thousand pounds of tobacco And thereupon he bringeth his Suite.

And the said John Rawlings by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted unto him the same day is given to the said Morgan.

Now here at this day to witt the Eighth day of October Anno Domⁱ One thousand six hundred Seventy Seaven Came the said Morgan by his said Attorney & offered himselfe against the said John in the plea aforesaid but the said John Came not but made default Whereupon it is granted by the Court here that the said Morgan Jones recover against the said John Rawlings aswell the Said two mares Six Shoates & One barrell of Indian Corne in Eares the debt aforesaid as also the Summe of five hundred thirty Six pounds of tobacco costs of Suite.

Edward Husbonds }
 ag^t }
 John Tennison } these two causes discontinued.
 the same }
 ag^t }
 the same }

Liber N N Mr Blomfeild

P. 371

I doe acknowledge Satisfaction On the Record for the costs of suite on the nonsuite obtained in November Court 1675 in an action betweene Charles James plaintiff & Thomas Dale & ux^e def^{ts}

3^d. October 1677.

Ro: Carville Att p def^{ts}.

Robert Carville Henry Carew
& Clement Hill ex^{rs} of Eliz:
Moy Ex^{rx} Rich^d. Moy.

ag^t

John Allen

} John Allen late of Charles County
} otherwise called John Allen of the
} County of Charles in the Province of
} Maryland Gent was Sumōned to an-
} swer unto Robert Carville Henry Ca-
} rew & Clement Hill Executors of the

last will & Testament of Elizabeth Moy deceased Executrix of the last will & testament of Richard Moy deceased in a plea that he render unto them five thousand six hundred & twelve pounds of tobacco which from them he unjustly deteineth.

And whereupon the said Robert Henry & Clement say That whereas the said John Allen on the sixteenth day of April in the yeare of Our Lord One thousand six hundred Seventy foure by his certaine bill or writeing Obligatory sealed with the seale of him the said John Allen & here in Court produced whose date is the day & yeare abovesaid did confesse and acknowledge himselfe to owe & Stand indebted to the Said Richard Moy in the full & just summe or quantity of three thousand three hundred eighty two pounds of good sound merchantable tobacco & caske to be paid to the Said Richard upon demand And whereas also the said John upon the eleventh day of December in the same yeare One thousand six hundred Seventy foure by his other certaine bill or writeing obligatory sealed also with the Seale of the said John & here also in Court produced whose date is the day & yeare last abovementioned did likewise confesse and acknowledge himselfe to owe and Stand indebted to the said Richard in the full & just quantity of two thousand two hundred & thirty pounds of like tobacco to be paid to the said Richard convenient in the said County upon demand both which summes doe in the whole amount unto the summe of five thousand six hundred & twelve pounds of tobacco Yet notwithstanding the said John the said Summe of five thousand Six hundred & twelve pounds of tobacco to him the Said Richard in his life time or to the said Elizabeth Since the death of the said Richard in her life time or to the said Robert Henry or Clement since the death of the Said Elizabeth though often thereunto requested hath not paid or satisfied but the same to pay & satisfie hath hitherto & Still doth deny and refuse to the damage of the said Robert Henry & Clement Seaven thousand pounds of tobacco & thereupon they bring their Suite.

And the said Robert Henry & Clement bring into Court here their Letters testamentary by which it may appeare to the Court here that they are executors & have administracōn

And the Said John Allen by John Jones his Attorney cometh & defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaall Court & it is granted him the same day is given to the Said Robert Henry & Clement.

Now here at this day to wit the Eighth day of October in the second yeare of his Lo^{pps} Dominion &c Anno^q Do^m 1677 Came the Said Robert Henry & Clement & offered themselves against the said John Allen in the plea aforesaid but the Said John came not but made default Whereupon the said Robert Henry & Clement prayed judgm^t against the said John for two thousand One hundred Eighty Eight pounds of tobacco the remainder of the debt aforesaid & it is granted unto them Therefore it is granted by the Court here that the said Robert Henry & Clement recover against the Said John Allen aswell the said sume of two thousand One hundred Eighty Eight pounds of tobacco the debt aforesaid as also the summe of five hundred sixty Eight pounds of tobacco costs of suite & the said John Allen in mercy.

Robert Carvile	}	these three causes continued untill December Court next.
ag ^t		
Stephen Murty		
the Same		
ag ^t		
W ^m Russell	}	
the same		
ag ^t		
the same adm ^r Tho: Chandler	}	

Charles James	}	Arthur Carleton adm ^r of Thomas Carleton late of Baltemore County Gent deceased was	p. 372
ag ^t			
Arthur Carleton adm ^r	}	Sumōned to answer unto Charles James of a plea that he render unto him three thousand four hundred pounds of tobacco & caske	
Thomas Carleton			

which from him he unjustly deteines

And whereupon the Said Charles by Christopher Rousby his Attorney saith That whereas the said Thomas Carleton in his life tyme to witt the fiftenth day of June One thousand six hundred seventy foure by his certaine writeing Obligatory sealed with the seale of him the Said Thomas here in Court produced whose date is the day and yeare abovesaid did acknowledge himselfe to be holden & firmly bound unto the said Charles James the full Summe of three thousand pounds of good tobacco & caske to be paid to the said Charles or to his certaine Attorney his heirs execut^{rs} or adm^{rs} upon demand after the tenth of October then next ensueing, And whereas also the Said Thomas the said fiftenth day of June One thousand Six hundred seventy foure by his Other certaine writeing Obligatory sealed with

Liber N N his Seale here also in Court produced whose date is the same day & yeare abovesaid did acknowledge himselfe to be indebted unto the Said Charles James the summe of foure hundred pounds of good merchantable tobacco & caske to be paid to the said Charles James or to his certaine Attorney his heirs executors adm^{rs} or assignes at or upon the tenth day of November next ensuing the date thereof To which payments aswell of the said three thousand pounds of tobacco & caske as of the said foure hundred pounds of tobacco & caske in all amounting to three thousand foure hundred pounds of tobacco & caske well & truly to be made in manner & forme aforesaid he the said Thomas Carleton did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those presents Yet the Said Thomas in his life time and the said Arthur since his death to whom administration of all the goods Chattells & Creditts of him the said Thomas was committed the said three thousand pounds of tobacco & caske & the said foure hundred pounds of tobacco & caske amounting to the Said three thousand foure hundred pounds of tobacco or any part thereof have not paid nor either of them hath paid though often thereunto required but the same to pay have denyed & the said Arthur Still doth deny to the damage of the said Charles James foure thousand five hundred pounds of tobacco & thereupon he brings his suite.

Now here at this day to wit at s^t Maries the sixth day of October in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doñ One thousand six hundred Seventy Seaven Came the said Arthur Carleton in his proper person & saith nothing in barr of the action aforesaid of him the Said Charles in forme afores^d brought, Whereupon it is granted by the Court That the said Charles James recover against the estate of the said Thomas Carleton aswell the said summe of three thousand foure hundred pounds of tobacco the debt aforesaid as also the summe of pounds of tobacco costs of suite.

To the Hon^{ble} Thomas Notley Esq̃ Cheife justice of the
Provincial Court and the rest of the justices there.

The humble Petition of Henry Darnall
Sheriff of Calvert County.

Sheweth

That y^r Petitioners exhibited a bill of certaine charges for allowance from y^r Hon^{rs} at the time of laying the Levy, amongst which was charged & sett downe for executeing Severall Speciall writts and warrants upon the Insurrectors at the Clifts, for which your Hon^{rs} forbore to give allowance then, but directed yo^r Petitioner to move y^r Hon^{rs} at the sitting of the Court.

Your Pet^r therefore prayes That y^r Hon^{rs} will consider of the premisses and allow and Order y^r Petit^r for the said Speciall writts & warrants what to y^r Hon^{rs} Shall seeme meet.

Which Said Petition being this day to wit the fourth day of October One thousand six hundred Seventy seven read in Open Court It is Ordered by the Court That those persons which were taken by the Petitioner by Such Speciall writs or warrants as aforesaid Satisfie & pay the petitioner Two hundred pounds of tobacco p pole.

To the Hon^{ble} Thomas Notley Esq^r Cheife justice & the rest
of the Hon^{ble} justices of this Provinciaall Court

p. 373

The humble Petition of Charles Boteler.

Sheweth to y^r Hon^{rs}

That by Order of this Court he was Sent Out of the County where he is Deputy Surveyour to lay Out a parcell of land then in dispute between M^r John Rousby and the Executors of Edward Roe conteineing six hundred acres, Which land your petitioner hath Surveyed in the presence of the Sheriff of Talbott County and also of a jury of the same County, wherein y^r petitioner hath had & taken farr greater trouble & expended much more time in attendance upon the Said Sheriff & jurors then is usuall in com^{on} resurveys as also his attendance upon this Court to give accompt of his doeings therein.

Therefore yo^r petitioner humbly prayes That this Hon^{ble} Court will be pleased to consider the premisses & to allow unto your petitioner Such a sume of tobacco as to y^r Hon^{rs} judgments he doth reasonably deserve to have for his labour & paines therein

And he Shall ever pray.

Which said Petition the 5th of October 1677 being read in Open Court It is ordered by the Court here that the Petitioner be allowed for 5 dayes attendance at forty pounds of tobacco p day the summe of two hundred pounds of tobacco.

To the Hon^{ble} Thomas Notley Esq^r Cheife justice & the Rest
of the justices of the Provinciaall Court.

The humble Petition of Elias Beech adm^r of the goods &
Chattells rights & Creditts of Richard Cole dec^d.

Sheweth

That the said Richard Cole had allowed him Out of the publique Levy Anno 1676 five hundred & twenty pounds of tobacco which was Ordered to be paid him in Calvert County. Your petitioner hath demanded of Cap^t Darnall the said tobacco which he refuseth to pay alleadging that he hath made payment of it to Alexander Younger, which if so, it was in his owne wrong.

The premisses considered Your Petitioner doth humbly crave
That the said Cap^t Darnall may be ordered to pay him the Said Summe of five hundred and twenty pounds of tobacco

And he Shall pray &c.

October the 3^d 1677

It is the Opinion of the Court here That the Said Cap^t Darnall pay the administrator of the said Cole what he was allowed Out of the Publique in the said County in the yeare aforesaid.

Liber N N Proprietary
 ag^t } Memorandum That at a Provinciaall Court held
 Arthur Carleton & } the ninth of february in the first yeare of the
 Charles James } Dominion &c Came here in Court Kenelm Ches-
 eldyn Attorney Generall of the said Lord Pro-
 prietary who for the said Lord Propy in this
 behalfe prosecuteth and giveth the Court here to understand & be in-
 formed That whereas Arthur Carleton of Cecil County and Charles
 James of the same County gent did the thirteenth day of february
 in the three & fortith yeare of the Dominion of Caecilius &c Annoq
 Dom One thousand six hundred Seventy foure become holden &
 firmly bounden unto the Right Hon^{ble} Caecilius then Lord and Pro-
 prietary of this Province in his life time in the summe of thirty
 thousand pounds of tobacco in caske to be paid to the Said Lord
 Proprietary or to his certaine Attorney his heirs execut^{rs} adm^{rs} or
 assigns To the which payment well & truly to be made they did
 bind themselves and either & every of themselves & their & every of
 their heirs execut^{rs} and either & every of them joyntly and Severally
 by those presents notwithstanding which the said Arthur or Charles
 or either of them the same hath not paid to the said Right Hon^{ble}
 Caecilius in his life time nor to the Said Right Hon^{ble} Charles Abso-
 lute Lord & Proprietary of this Province since his death but the same
 to pay hitherto hath & still doth deny to pay to the damage of the
 Said Lord Proprietary sixty thousand pounds of tobacco Where-
 upon the said Kenelm as Attorney as aforesaid prayeth advice in
 the premisses and that the said Arthur & Charles may come here
 into Court to answer the said Lord Proprietary in & upon the same.

p. 374 And the said Charles James by Christopher Rousby his Attorney
 cometh & defendeth the force and injury when &c and prayeth heare-
 ing of the writeing aforesaid and it is read unto him he prayeth also
 heareing of the Condition of the said writeing and it is read unto
 him in those words The Condition of this Obligation is Such That if
 the abovebounden Arthur Carleton of Caecil administrator of all and
 Singular the goods chattells & debts of Cap^t Thomas Carleton late
 of the said County deceased doe make or cause to be made a true &
 perfect inventory of all & Singular the goods Chattells & debts of
 the Said deceased & the same so made doe exhibite or cause to be
 exhibited into the Office for probate of Wills and Testaments On
 or before the thirteenth day of May next ensuing in One thousand
 six hundred seventy five and the said goods Chattells & debts doe well
 and truly administer vizt doe pay the debts of the deceased which
 he did Owe at the time of his decease so farr forth as the Said goods
 Chattells & debts will extend and the Law will charge and further
 doe make or cause to be made a true and just accompt of & upon his
 said administration within twelve months if he Shall be thereunto
 lawfully called & such part or portion of the Said goods Chattells &
 debts which shall be remaineing on the Said accompt examined &

adjudged by the judge appointed for the time being for probate of Wills &c Shall distribute & dispose off as by the said judge shall be limited and appointed And lastly doe at all and every time & times hereafter clearly acquitt discharge & Save harmlesse the said Lord Proprietary and his Lopps Said judge & all other Officers & ministers from all persons haveing or pretending to have any right title or interest of in & to the Said goods Chattells & debts That then this p'sent Obligation to be void & of none effect Otherwise the same to stand remaine & be in full force & virtue in Law. Which being read and heard the said Charles James by his Attorney aforesaid Saith nothing in barr of the Information aforesaid Whereupon it is granted by the Court here the fourth day of October in the second year of his Lopps Dominion &c Annoq̃ Dom̃ One thousand six, hundred seventy Seaven That the said Lord Proprietary recover against the said Arthur Carleton and Charles James the said summe of thirty thousand pounds of tobacco the debt aforesaid for that the said Obligation is forfeited as aforesaid.

George Oldfeild ag ^t	}	} these three causes continued untill December Court next
Samuel Abbott		
John Atkey ag ^t	}	
W ^m Eagle & ux ^r adm ^{rx}		
W ^m Burges	}	
Samuel Raspin ag ^t		
John Stone		

Thomas Walker ag ^t	}	Comand was given to the Sheriff of Talbott County That he take Mary Roe executrix of the last will & Testament of Edward Roe deceased if she should be found in his Bailiwick & her safe Keepe so that he have her body here the eight & twentieth day of November One thousand six hundred seventy six to answer unto Thomas Walker in a plea that she render unto him Seven thousand five hundred pounds of tobacco which from him she unjustly deteines
Mary Roe ex ^{rx} of		
Edward Roe		

Att which said eight & twentieth day of November the same sher-iff maketh returne of the writ aforesaid that he hath taken the said Mary whose body he hath ready as by the same writ he was required, Whereupon the said Mary by Robert Carvile her Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill the next Court and it is granted her afterwards dayes were given to both Parties untill October Court then next.

Now here at this day to wit the Eighth day of October in the

Liber N N second yeare of his Lo^{pps} Dominion &c Annoq^{ue} Do^{mi}n 1677 Came the said Mary Roe by her said Attorney but the said Thomas Walker came not to prosecute his plaint aforesaid Whereupon it is granted by the Court here that the said Mary Roe recover against the said Thomas Walker the summe of Eight hundred fifty nine pounds of tobacco for her costs & charges in this behalfe laid Out & expended & the said Thomas in mercy for his false claime.

p. 375 Redmond ffitz Gerald & } William Wells late of Charles County other-
 Dominick Bodkin } wise called William Wells Butcher was
 ag^t } Sum^ooned to answer unto Redmond ffitz
 William Wells } Gerald & Dominick Bodkin merchants of a
 plea that he render unto them fourteene
 thousand Eight hundred pounds of tobacco which to them he oweth
 and unjustly deteineth

And whereupon the said Redmond and Dominick by Christopher Rousby their Attorney Say that whereas the said William the Second day of December in the yeare of Our Lord One thousand six hundred seventy five by his certaine writeing Obligatory sealed with the Seale of him the said W^m here in Court produced whose date is the same day & yeare abovementioned did acknowledge himselfe holden & firmly bounden unto the said Redmond ffitz Gerald & Dominick Bodkin in the full and just quantity of Seven thousand & foure hundred pounds of good merchantable leafe tobacco in caske to be paid at demand at Some convenient place neer the Waterside in Port Tobacco Creek and for the performance thereof did bind himselfe his heirs executors and assignes in the penalty of fourteene thousand Eight hundred pounds of tobacco And the said Redmond & Dominick in fact say that the said W^m the said Seaven thousand eight hundred pounds of tobacco in caske unto them the said Redmond and Dominick hath not paid though often thereunto required to wit the fourth day of January One thousand six hundred Seventy six whereby action accrueth to the said Redmond & Dominick to demand & have of him the said William fourteene thousand Eight hundred pounds of tobacco Yet the said W^m the said fourteene thousand eight hundred pounds of tobacco unto the Said Redmond and Dominick hath not paid though often thereunto required but the same to pay hath denyed & Still doth deny whereupon the said Redmond & Dominick say they are the worse to the value of sixteene thousand pounds of tobacco & thereupon they bring their suite.

And the said W^m Wells by John Jones his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaall Court & it is granted unto him the same day is given to the said Redmond and Dominick.

Now here at this day to witt the Eighth day of October in the Second yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue}

Doñ 1677 Came the said Redmond fitz Gerald & Dominick Bodkin by their said Attorney and offered themselves against the said W^m Wells in the plea aforesaid but the said W^m came not but made default And the Said Redmond & Dominick acknowledged themselves Satisfied & paid the sume of two thousand two hundred fifty three pounds of tobacco part of the debt aforesaid & prayed judgment for the remainder Whereupon it is granted by the Court here that the said Redmond & Dominick recover against the Said W^m Wells the summe of five thousand One hundred forty Seven pounds of tobacco the remainder of the debt aforesaid as also the summe of One thousand three hundred & nineteene pounds of tobacco costs of suite and the said William Wells in mercy &c.

Liber N N

Michael Miller	} } these five causes are agreed.
ag ^t	
George Brown & Bennet Stairs	
John Newton	
ag ^t	
Robert Dym	
Kenelm Cheseldyn	
ag ^t	
John Wells	
Edward Dorsey adm ^r	
Nicholas Wyat	
ag ^t	
Thomas Bland & Damoris	
his wife	
Thomas Notley Esq ^r	
ag ^t	
Dominick Bodkin	

John Creycroft } John Burdit late of Calvert County was attached p. 376
 ag^t } to answer unto John Creycroft of a plea wherefore
 John Burdit } with fforce & armes One messuage six hundred
 acres of Land in Tredavon Creeke called Plym-
 himmon in Talbott County which John Rousby & Barbara his wife
 demised to the said John Creycroft for a terme which is not yet past
 & him from the possession thereof did Eject and other harmes to
 him did to the great damage of the said John and contrary to the
 Peace of the (said John) Right Hon^{ble} Charles Absolute Lord &
 Proprietary of the said Province &c.

And whereupon the Said John Creycroft by Kenelm Cheseldyn his Attorney Saith That whereas the said John Rousby and Barbara his wife the foure & twentieth day of June in the first yeare of the Dominion of Charles &c in the said County of Talbott demised the said messuage & Land with the appurtennecs To have & to hold to

Liber N N the Said John Creycroft and his assignes from the said foure & twentieth day of June untill the full end & terme of three yeares then next Ensueing fully to be compleate & ended By virtue of which said demise the said John Creycroft into the messuage & land aforesaid with the appurtennecs entred & was in the possession thereof & being so possest afterwards to wit the said foure & twentieth day of june the said John Burdit into the messuage & land aforesaid with the appurtennecs which the said John & Barbara his wife in forme aforesaid demised, which is not yet past entred & him from the possession thereof did eject and other harmes to him did, to the great damage of the said John Creycroft & against the Peace of the said Right Hon^{ble} the Lord Proprietary &c whereupon he saith he is the worse & hath damage to the value of thirty thousand pounds of tobacco & thereupon he brings his suite.

Unlesse the Tenant in possession or they under whom he claimes doe at the next Provinciaall Court to be held for the Province of Maryland the eight and twentieth of November instant appeare to this declaration and make him or themselves defendant thereunto and by rule of Court confesse lease entry and ejectment and insist only upon the title, the defendant in this declaration will confesse judgment and possession will be delivered accordingly to the plaintiff

Your ffreind Jn^o Burdit

1st No. 1676

To W^m Winters alias Wintersell tenant in possession of the p^rmisses above mentioned.

Afterwards to witt the six & twentieth day of April in the second yeare of the Dominion of Charles Lord Baltemore &c Over this Province Annoq³ Domⁱ 1677 Came the Said John Creycroft by Kenelm Cheseldyn his Attorney and W^m Combes & Elizabeth his wife and Mary Roe widdow by Robert Carville their Attorney But because it appeared to the Court here that this action of Ejectment was comēced by the said John Creycroft as Lessee to the said John Rousby and Barbara his wife against John Burdit causuall Ejector and the said W^m Combes & Elizabeth his wife and Mary Roe widdow being named defendants instead of the casuall Ejector to try the title to a parcell of land now in the tenure of the said W^m Combes or W^m Winters otherwise called William Wintersell or their assignes and being now in dispute betweene the said John Rousby & the said W^m Combes & the Court finding it necessary That the due lines and bounds of the Said parcell of Land called Plimhimmon lyeing in Tredavon Creeke containeing six hundred acres be Surveyed by a Skillful person according to the Originall Survey and Patent granted to Henry Morgan deceased ffather to the said Barbara and that a faire Plott & certificate thereof be returned to the Court It is by the Court this day Ordered That Charles

Boteler Deputy Surveyour be especially appointed by this Court & Liber N N
 is hereby appointed impowered and Comānded to lay Out the afore-
 said Land & runn Out their meets & bounds according to the antient
 survey and Patent aforesaid to the said Henry Morgan in the
 presence of the Sheriff of Talbott County who is hereby Comānded p. 377
 and impowered to sumon a jury of twelve honest and legall men of
 the neighbourhood who together with the Said Deputy Surveyour
 are to enquire & certifie whether the said Land in question now or
 late in the possession of the said Winters alias Wintersell or any
 and what part thereof be within the lines of the said Patent of the
 said land called Plymhimmon and to returne a certificate of his
 and their proceedings herein and a faire plott distinctly drawn of
 the said Land in question to the next Provinciaall Court to be held
 at s^t Maries the nineteenth day of June next attested aswell under the
 hand & seale of the Said Survey^r as aforesaid as of the Said Sheriff
 and jurors that so his Lopps justices being fully informed of the
 truth of the premisses may doe therein as to justice shall appurteine.

Att which said nineteenth day of June Came the Said Surveyour
 and made returne of the said Order in these words following. vizt.

May 17th 1677. To the Hon^{ble} Thomas Notley Cheife justice of the
 Province of Maryland and the rest of the Hon^{ble}
 the justices of the Provinciaall Court.

Whereas an Order of his Lordships Provinciaall Court hath been
 directed unto me Comāding me to Survey and Sett forth a certaine
 parcell of Land called Plimhimmon lyeing in Talbott County On
 the East side of Tredaven Creeke in the presence of the Sheriff of
 the same County and by the direction of twelve honest & legall men
 of the same County.

These are humbly to certifie That I Charles Boteler Deputy Sur-
 vey^r under Baker Brooke Esq Surveyour Generall have laid Out
 and resurveyed the said parcell of land called Plimhimmon in the
 p^sence of the said Sheriff & by the direction of twelve men of the
 same County by the said Sheriff impannelled & sworne upon the same
 land, whose bounds are as follow that is to say Begining at a bounded
 Oake standing by the side of a Branch of the same Creeke the said
 Oake being reputed the antient bounded tree of the first survey of
 the Same Land & from thence runing East south East for three
 hundred perches & from the end of the said three hundred perches
 runing South for three hundred & twenty perches and from the End
 of the said South line runing west northwest for three hundred
 perches and from the end of the said west north west runing north
 to the first bounded tree Containeing six hundred acres and includ-
 ing within the same bounds the whole Plantation with all the houses
 & ffenceing of & in the possession of Wm Winters at Wintersell
 being the Land now in difference betweene John Rousby and W^m

Liber N N Combes & Elizabeth his wife & Mary Roe, as by the plott hereunto annexed more plainly appeareth.

To the Hon^{ble} Thomas Notley Esq^r Cheife justice of the Provinciall Court and to the rest of the Hon^{ble} justices of the said Court.

By virtue of an Order of the said Court made in an action of Ejectment there depending the sixth day of April last betweene John Rousby and Barbara his wife plaintiffs and W^m Combes and his wife defendants Wee the severall persons hereunder named being in pursuance and according to the direction of the said Order Summoned and impannelled a jury by Colonell Lowe High Sheriff of Talbott County did together by M^r Charles Boteler the Deputy Survey^r therein named in the presence of the Said Sheriff Enter upon the Seate of Land called Plimhimmon scituate on the East side of Tredaven Creeke heretofore taken up by Henry Morgan deceased and laid Out for six hundred acres more or lesse Wee the said Jurors being upon Our Oathes and haveing found the first bound tree and runn Out three hundred perches East south East up the Creeke which Wee find to be the meets expressed in the said Patent but cannot find the second marke Oake in the said Patent mentioned to stand at the mouth of a branch although Wee have found the branch as Wee beleive. Wee have also runn Out the South line three hundred & twenty perches from the End of the said three hundred perches and from the end of the said South line running North north west for three hundred perches and from the end of the west north west line running north to the first bounded tree & Wee the said jurors doe all of Us upon Our Oathes Certifie and declare That the plantation in the Said Order mentioned now in the possession of W^m Winters at Wintersell the defendants Lessee that is to say all the cleare ground houses & ffences thereunto belonging are wholly within the lines of the said Patent of the said Land called Plimhimmon In testimony whereof Wee the jurors have hereunto sett Our hands & Seales the 17th day of May 1677.

Thomas Alexander	(sealed)	the marke of	
the marke of		W ^m M ^r Gascoign	(sealed)
Henry H ^C Clay	(sealed)	the marke of	
the marke of		W ^m O ^r Godden	(sealed)
Edward E ^S Stephens	(sealed)	the marke of	
Robert Collyer	(sealed)	Edward E ^r fuller	(sealed)
V ⁱⁿ Lowe Vic	(sealed)	the marke of	
the marke of		W ^m C ^r Coxell	(sealed)
W ^m h ^r Hodson	(sealed)	the marke of	
the marke of		Zerubabell s ^w Wells	(sealed)
Thomas T ^r Wilson	(sealed)	John Harmer ju ^r .	(sealed)
		C: Boteler	(sealed).

Which being read and heard day was given to the Said parties untill the next Provinciall Court Att which Said next Court to wit

the fifth day of October then next following Came the said John Rousby in his proper person but the said W^m Combes and Elizabeth his wife and Mary Roe came not but made default whereupon it is granted by the Court here That the said John Rousby his possession of the Said Messuage Six hundred acres of Land in Tredavon Creeke called Plymhimmon in Talbott County aforesaid Ought to have Whereupon the said John Rousby prayed his Lopps writ of Habere facias possessionem to the Sheriff of Talbott County to be directed, and also a writ of enquiry of damages and they are granted him

Liber N N

Kenelm Cheseldyn	} Edward Inglish administrator of the goods and Chattells of Roger Thorpe deceased was attached to answer unto Kenelm Cheseldyn Gent One of the Attornyes of this Court according to the libertyes and priviledges &c allowed in a plea that he render unto him the full summe and just quantity of Eight hundred pounds of good sound merchantable tobacco and caske which from him he unjustly deteineth
ag ^t	
Edward Inglish adm ^r Roger Thorpe	

And whereupon the said Kenelm in his proper person Saith that whereas the said Roger in his life time to wit the nine & twentieth day of May Annoq̄ Doñ One thousand Six hundred Seventy Six by his certaine writeing Obligatory Sealed with the seale of him the said Roger and here in Court produced whose date is the day and yeare abovesaid did acknowledge himselfe to owe and be truly indebted unto the Said Kenelm Cheseldyn in the full summe and just quantity of Eight hundred pounds of good sound merchantable tobacco in caske to be paid to the said Kenelm Cheseldyn or to his certaine Attorney his executors administrators or assignes upon the tenth day of October next ensueing the date thereof in Some convenient place in Cecil County To which payment well and truly to be made & done the said Roger did bind himselfe his heirs executors & administrat^{rs} firmly by those presents. Yet not withstanding the said Roger in his life time nor the said Edward adm^r of the goods & chattells of the said Roger since his death the said Summe of Eight hundred pounds of tobacco according to the tenor of the said bill hath not paid though often thereunto required but the same to pay hath hitherto denied & still doth deny Whereupon the said Kenelm saith he is dampnified and hath losse to the value of sixteene hundred pounds of tobacco And thereupon he bringeth his suite.

p. 379

And the said Edward Inglish by Robert Ridgely his Attorney cometh and defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaill Court and it is granted him the same day is given to the said Kenelm Cheseldyn.

Att which said next Court to wit the fifth day of October Anno Doñ One thousand six hundred Seventy Seven Came the said

Liber N N Kenelm in his proper person and Offered himself against the said Edward in the plea aforesaid but the said Edward came not but made default Whereupon the said Court doe grant to the said Kenelm that he recover against the estate of the said Roger Thorpe aswell the summe of Eight hundred pounds of tobacco the debt aforesaid as also the summe of five hundred forty foure pounds of tobacco costs of suite.

John Allen	}	}
ag ^t		
Robert Thompson	}	
the same		
ag ^t	}	
Richard Ambrose		
Robert Thomson	}	
ag ^t		
John Allen	}	
the same		
ag ^t	}	
the same		
Patrick Sulivant	}	
ag ^t		
Henry Mitchell	}	
Henry Mitchell		
ag ^t	}	
John Eason		
Anthony Neale	}	
ag ^t		
James Taylor	}	
Thomas Taylor		
ag ^t	}	
George Oldfeild		
Jarvis Ballard	}	
ag ^t		
Henry Smith	}	
Mary Tilghman ex ^{rx}		
Rich ^d Tilghman	}	
ag ^t		
Henry Mitchell	}	

These ten causes continued till December Court next.

Michael Miller	}	}
ag ^t		
John Cooper & Edward Browne		

this cause discontinued

John Dobbins	}	}
ag ^t		
Peter Sayer		

this cause is agreed.

Moyes Execut^{rs} } Memorandum that in April Court to wit the six and Liber N N
 ag^t } twentieth day of April Anno One thousand Six p. 380
 Philip Burges } hundred Seventy Seven Came here into Court Rob-

ert Carvile One of the executors of Elizabeth Moy deceased the Executrix of Richard Moy deceased and informed the Court That he together with Henry Carew and Clement Hill the other executors brought their action in the County Court of Calvert County against One Philip Burges for eight hundred & twenty pounds of tobacco upon bill under his hand & Seale payable to the said Richard Moy his heirs execut^{rs} adm^{rs} or assignes and thereupon they declared by Christopher Rousby their Attorney who produced the Said bill in the said County Court endorsed thus John Baker maketh Oath that he was well acquainted with the hand writeing of Henry Wells a wittness to the within written bill and verily be- lieves that the said Henry Wells subscribed thereunto is the proper hand writeing of the Said Henry Wells who is deceased.

Sworne before me the 15th 7^{ber} 1676

Witt: Calvert Sec.

Which said bill and probate thereof being produced to the said County Court the said Philip Burges by George Parker his Attorney pleads non est factum and desires the said Court to judge whether the bill is Sufficiently proved Whereupon the Court gave their Opin- ion and said it was not proved according to Law and therefore Order the plaintiffs should suffer a non suite with costs Whereupon the plaintiffs appeale to this Court and Security was taken for prosecu- tion of the appeale as by the records & proceedings in the said County Court appeare.

And the said Robert on the behalfe of himselfe & the other Execu- tors of the said Richard Moy prayed liberty of the Court here that the debt in question though it be notwithin the cognizance of this Court yet as they are executors they may bring their action anew in this Court whereby they may more fully evidence the truth in the p^rmisses and thereupon a capias is awarded to the Sheriff of Calvert County that he take the said Philip Burges otherwise called Philip Burgesse of the County aforesaid in the Province of Maryland if he should be found in his Bailiwick and him Safe Keepe So that he have his body here the nineteenth day of June One thousand six hundred Seventy Seven to answer unto Henry Carew Robert Carvile & Clement Hill Executors of the last will and testament of Elizabeth Moy widdow executrix of the last will & testament of Richard Moy deceased in a plea that they render unto them eight hundred and twenty pounds of tobacco which from them he unjustly deteinet. Att which said nintenth day of june the same Sheriff maketh re- turne of the writ aforesaid That the said Philip Burges is not found in his Bailiwick Afterwards to wit the three and twentieth day of june in the yeare aforesaid the said appeale being produced here in

Liber N N Court and the Said Robert Carvile moved the Court as to the Sufficiency of the proveing of the said bill which the justices of the Said County Court say is not proved according to Law

It is the Opinion of the Court here that the evidence is good. Afterwards to wit the fourth day of October in the yeare aforesaid Came the Said Robert Carvile and informed the Court here that he hath produced the Opinion of this Court to the justices of the said County Court for reversing the non suite aforesaid and that the said Executors might have judgment for the debt aforesaid with costs of suite, which was refused them Whereupon it is granted by the Court here That the said Henry Carew Robert Carvile & Clement Hill executors as aforesaid recover against the said Philip Burges aswell the summe of Eight hundred pounds of tobacco the debt aforesaid as also the summe of eight hundred fifty foure pounds of tobacco costs of suite and the said Philip in mercy. 854 † to 5 costs.

p. 381	Jonathan Squire adm ^r John Morecroft ag ^t Lewis Blangy & Mary his wife adm ^{rx} of Tobias Wells	}	Lewis Blangy and Mary his wife administratrix of the goods and Chattells of Tobias Wells deceased was attached to answer unto Jonathan Squire administrat ^r of the goods and chattells of John Morecroft deceased in a plea of trespass upon the case.
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And whereupon the said Jonathan by Kenelm Cheseldyn his Attorney complaineth That whereas Mary Pyne late of Kent County deceased stood in her life time indebted unto the said John Morecroft in his life time the summe of One thousand pounds of tobacco by bill under his hand & seale and the said Jonathan as administrator of the said John Morecroft comēced his action against the Said Tobias as executor of the said Mary the said Tobias after the action so as aforesaid commenced did the day of _____ in the yeare of Our Lord One thousand Six hundred seventy _____ in consideration that the said Jonathan would then withdraw his action as aforesaid comēced and obtaine of the Honorable Philip Calvert then judge of probate of Wills and granting administrations allowance of the Said debt and charges accrued by the said action upon his accompt then to be passed by the said Tobias before the said judge of the estate of the said Mary the said Tobias did assume upon himselfe and to the said Jonathan did faithfully promise that he the said Tobias when thereunto required would well and truly pay to him the said Jonathan what the said judge for probate of Wills and granting administrations should allow the Said Tobias upon the Said accompt of the estate of the said Mary And the Said Jonathan in fact Saith that the Said judge for probate of Wills and granting administrations did allow the said Tobias the summe of thirteen hundred pounds of tobacco to be paid to the said Jonathan as administrator of the said John deceased notwithstanding

ing which the said Tobias in his life time nor the said Mary while she was sole administratrix of the goods and chattells of the said Tobias nor the said Lewis Blangy and Mary his wife since espousalls betweene them celebrated the said thirteene hundred pounds of tobacco to him the said Jonathan hath not paid but the same to pay hitherto hath and Still doe deny to the damage of the said Jonathan three thousand pounds of tobacco and thereupon he bringeth his suite. And the said Jonathan bringeth here into Court the Letters of Administration to him granted of all and Singular the goods & chattells which were the said Johns at the time of his death that it may appeare to the Court here that he is administrator of the said John and of the said estate to have administration. Liber N N

And the said Lewis and Mary his wife by Robert Carville their Attorney come and defend the force and injury when &c and pray liberty to imparle hereunto untill the next Provinciaall Court and it is granted them the same day is given to the Said Jonathan

Att which said next Court to wit the sixth day of October Anno Domini One thousand six hundred Seventy Seven came the said Jonathan by his said Attorney and offered himselfe against the said Lewis and Mary in the plea aforesaid and the said Lewis and Mary by Robert Carville their Attorney before the Hon^{ble} Philip Calvert Esq^r Chancellour and Baker Brooke Esq^r two of the justices of this Court also came and say nothing in barr of the action aforesaid by the said Jonathan against them brought Wherefore it is granted by the Court that the said Jonathan Squire recover against the estate of the said Tobias Wells deceased aswell the said summe of thirteene hundred pounds of tobacco damages occasioned by the trespas aforesaid and also the summe of five hundred thirty six pounds of tobacco costs of suite.

John Crecroft	}	this action in ejectmt ^t is agreed.
ag ^t		
John Slye		

Joseph Hext	}	Pope Alvey late of s ^t Maries County planter was attached to answer unto Joseph Hext in a plea of trespas upon the case.	p. 382
ag ^t .			
Pope Alvey			

And whereupon the said Joseph by Kenelm Cheseldyn his Attorney complaineth that whereas the Said Pope the thirtieth day of January in the yeare One thousand six hundred Seventy foure bought had and received of the Said Joseph divers goods and merchandizes at divers dayes & times to wit from the said thirtieth day of January aforesaid in the yeare aforesaid untill the sixth day of february in the same yeare a particular whereof is here in Court produced amounting in the whole to the summe of five thousand two hundred Seventy two pounds of tobacco In consideration whereof

Liber N N the said Pope did assume upon himselfe and to the said Joseph did faithfully promise that he the said pope the said Summe of five thousand two hundred Seventy two pounds of tobacco when thereunto required would well and truly content and pay notwithstanding which the said Pope the said summe of five thousand two hundred Seventy two pounds of tobacco to him the said Joseph though often thereunto required hath not paid to him the said Joseph but the same to pay hitherto hath and Still doth deny to the damage of the said Joseph the summe of seven thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Pope by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill the next Court and it is granted him the same day is given to the said Joseph Hext.

Att which next Court to wit the eighth day of October in the year of Our Lord One thousand six hundred Seventy seven came the said Joseph by his said Attorney and offered himselfe against the said Pope in the plea aforesaid but the said Pope came not but made default and the Said Joseph haveing acknowledged himselfe Satisfied & paid three thousand pounds of tobacco part of the accompt abovesaid Therefore it is granted by the Court here that the said Joseph Hext recover against the said Pope Alvey the summe of two thousand pounds of tobacco damages occasioned by the trespas aforesaid as also the sume of five hundred fifty two pounds of tobacco costs of Suite and the said Pope in mercy.

Arthur Carleton adm ^r of	}
Thomas Carleton	
ag ^t	}
Richard Bayly	
W ^m Pyper	}
ag ^t	
Thomas Smith	}
Jn ^o Addison & Rebecca	
his wife ex ^{rx} Tho: Dent	}
ag ^t	
Thomas Potter adm ^r of	}
George Marshall	
James Connaway	}
ag ^t	
Ralph Sedgwick	}
George Parker	
ag ^t	}
Edward English adm ^r of	
Roger Thorpe.	}

these five causes are continuēd untill
December Court next.

John Pawson & Comp ^a	} Jonathan Sibrey late of Cecil County other-	Liber N N p. 383
ag ^t		
Jonathan Sibrey	wise called Jonathan Sibrey Gent was summoned to answer unto John Pawson and Company in a plea that he render unto them	

three thousand three hundred and ninty eight pounds of tobacco and cask which to them he oweth and unjustly deteineth

And whereupon the said John Pawson and Company by Christopher Rousby their Attorney say that whereas the said Jonathan the One and thirtieth day of May in the yeare of Our Lord One thousand Six hundred Seventy five aswell by One certaine writeing Obligatory Sealed with the Seale of him the said Jonathan here in Court produced whose date is the same day and yeare abovesaid did acknowledge himselfe firmly bound & indebted unto the said John Pawson and Company in the full and just Summe of two thousand two hundred & twenty pounds of tobacco in caske to be paid to the said John Pawson and Comp^a their heirs execut^{rs} adm^{rs}. or assignes at or upon the tenth day of October next ensuing the date thereof. To which payment well and truly to be made he the said Jonathan did bind himselfe his heirs executors and adm^{rs} firmly by those p^rsents As also by another certaine writeing Obligatory sealed with the seale of him the said Jonathan here likewise in Court produced whose date is also the same day and yeare above written did acknowledge himselfe to be holden and bound and justly indebted unto the said John Pawson and Company in the full and just summe of Eleaven hundred & Seventy eight pounds of tobacco in cask to be paid to the said Jn^o Pawson his heirs execut^{rs} adm^{rs} or assignes at or upon the Said tenth day of October next ensuing the date thereof which Said Summes of Two thousand two hundred and twenty pounds of tobacco and of eleaven hundred Seventy eight pounds of tobacco doe amount together to the said summe or quantity of three thousand three hundred ninty eight pounds of tobacco Yet the said Jonathan the same three thousand three hundred ninty eight pounds of tobacco and caske nor any part or parcell thereof unto the said John Pawson and Company or any or either of them according to the tenor of the aforesaid writeings Obligatory hath not paid but the same to pay hath denied and still doth deny Whereupon the said John Pawson and Company say they are dampnified and have losse to the value of five thousand pounds of tobacco And thereupon they bring their suite.

And the said Jonathan by Robert Carville his Attorney cometh and defendeth the force and injury when &c and prayeth liberty to imple hereunto untill the next Court and it is granted him the same day is given to the said John & Comp^a

Now here at this Court to wit the fourth day of October Anno Domini One Thousand six hundred Seventy seven Came the said John Pawson and Company their Attornyes and the said Jonathan

Liber N N by his Attorney also came and the said Jonathan saith nothing in barr or avoidance of the action afores^d of them the said John Pawson and Comp^a against him brought Whereupon the said John Pawson and Comp^a remaine against the said Jonathan as to the said summe of three thousand three hundred ninty eight pounds of tobacco wholly undefended Therefore it is granted by the Court here that the Said John Pawson and Comp^a recover against the said Jonathan Sibrey aswell the summe of three thousand three hundred ninty eight pounds of tobacco the debt aforesaid as also the summe of six hundred eighty Seaven pounds of tobacco costs of suite and the said Jonathan in mercy &c.

James Rigbey	} the defendant not appeareing this October Court the
ag ^t	
W ^m Bery	

Sheriff of Talbott County amerced 40^s & the cause continued till next Court.

p. 384 Mary Clements } John Cocke of Cecil County otherwise called John
 ag^t } Cock of the County of Caecilus in the said Prov-
 John Cocke } ince Planter was sumoned to answer unto Mary
 Clements of a plea that he render unto her Seven-
 teene hundred and twenty pounds of tobacco which to her he oweth
 and unjustly deteineth.

And whereupon the said Mary by Robert Carville her Attorney saith that whereas the said John upon the eleventh day of september One thousand six hundred seventy six by his certaine bill or writing Obligatory sealed with the seale of him the said John & here in Court produced whose date is the day & yeare abovesaid did confesse and acknowledge himselfe to owe and stand justly indebted to the said Mary Clements in the full and entire quantity of seventeene hundred & twenty pounds of good sound merchantable tobacco & caske to be paid to the said Mary convenient in Sassafrax River at or by the tenth day of October then next Yet the said John the said summe of seventeene hundred & twenty pounds of tobacco to her the said Mary though often thereunto requested hath not paid but the same to pay hath hitherto & Still doth deny & refuse to the damages of the said Mary three thousand pounds of tobacco & thereupon she bringeth her suite.

And the said John Cocke by Robert Ridgely his Attorney cometh & defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaall Court the same day is given to both parties.

Now here at this day to wit the fifth day of October Anno Doñ One thousand six hundred seventy seven Came the said Mary by her said Attorney but the said John Came not but made default Whereupon it is granted by the Court here That the said Mary Clements recover against the said John Cocke aswell the summe of seventeene

hundred a twenty pounds of tobacco the debt aforesaid as also the summe of five hundred & sixty pounds of tobacco costs of suite and the said John Cocke in mercy. Liber N N

Stephen Murty } John Saunders late of Charles County merchant
ag^t } otherwise called John Sanders of Bristoll in the
John Saunders } Kingdome of England merchant was sumōned to
answer unto Stephen Murty of a plea that he render
unto him the just & neate quantity of six thousand pounds of tobacco
which to him he oweth & unjustly deteineth

And thereupon the said Stephen Murty by Robert Ridgely his Attorney saith That whereas the said John saunders the sevententh day of January One thousand six hundred seventy six by his certaine writeing Obligatory sealed with the seale of him the said John and here in Court produced whose date is the day and yeare aforesaid did acknowledge and confesse himselfe to be oweing and justly indebted unto the said Stephen in the just and neate quantity of three thousand pounds of good Sound merchantable leafe tobacco & caske to be paid [at a convenient place in] S^t Maries County or Charles County On all demands [bein]g [fo]r [a valu]able consideracon received in hand, to be paid to the Said Stephen Murty [his] heirs execut^{rs} adm^{rs} or assignes To the which payment well & [truly] to be made & done the said John Saunders did bind himselfe his he[irs execut]^{rs} adm^{rs} or assignes in the penall quantity of Six thousand pounds of [tobo] notwithstanding which the Said John Saunders the Said Summe of six thousand pounds of tobacco according to the tenor of the said bill obligatory though often demanded to the Said Stephen hath not paid but the same to pay and Satisfie hath denied and as yet doth deny by reason whereof action hath accrued to the Said Stephen to require & have of the Said John the said Summe of six thousand pounds of tobacco according to the tenor of the writeing obligatory aforesaid & thereupon he produceth his Suite.

And the said John Saunders by John Jones his Attorney cometh & defendeth the force and injury when &c and prayed liberty to imparle hereunto untill the next Court & thereupon the Said Stephen by his said Attorney prayed speciall baile to the action aforesaid and it is granted him & thereupon day was given to both parties untill the next Court.

Att which next Court to wit the fifth day of October Annoq^o Dom^o One thousand six hundred seventy seven Came the said Stephen by his said Attorney and offered himselfe In the action aforesaid against the said John Saunders but the Said John Came not but made default Whereupon it is granted by the Court here That the Said Stephen recover against the said John aswell the Summe of six thousand pounds of tobacco the debt aforesaid as also five hundred p. 385

Liber N N fifty six pounds of tobacco costs of suite & the said John Sanders in mercy.

Thomas Taylor } This action in ejectment being comēced by the said
 ag^t } Thomas Taylor as Lessee to James Wass against
 John Stanley } the said John Stanley causuall Ejector and Christopher Wise being named defendant instead of the casuall Ejector to try the title to One house sixty acres of land with the appurtennecs in Ratcliff Manno^r in Tredavon Creeke in Talbott County, and the said Christopher Wise being served with the declaration in ejectment to appeare here in ffebruary Court Anno One thousand six hundred seventy six and make himselfe defendant thereunto and by rule of Court confesse the lease entry & ejectment and insist only upon the title but the said Christopher came not Whereupon dayes were given to both parties untill October Court then next following.

At which October Court to wit the eighth day of October Anno Dom̃ One thousand six hundred Seventy Seven came the Said James Wass by Robert Carville his Attorney but the said Christopher came not but made default and the said James prayed his Lopps writ of Habere facias possessionem to him to be granted.

And thereupon it is considered by the Court That the said James Wass his possession of the said house sixty acres of land with the appurtennecs in Ratcliff Mannour in Tredaven Creeke in Talbott County recover, & the said Christopher in mercy.

George Parker	}	}	these nine causes are continued untill December Court next.
ag ^t			
Edward English adm ^r of	}		
Roger Thorpe			
Stephen Luffe	}		
ag ^t			
James Rumsey	}		
Richard White			
ag ^t	}		
Thomas Bankes adm ^r of			
George Beckwith	}		
Peter [Say]er			
ag ^t	}		
James [Tho]mison			
John Edmondson	}		
ag ^t			
E[dward] Man adm ^r of	}		
Robert Harwood			

Thomas ffisher & Comp ^a	}
ag ^t	
John Brookes adm ^r of	
William Worgan	
Thomas ffisher	
ag ^t	
the same	
W ^m Handman	
ag ^t	
the same	
the same	}
ag ^t	
the same	

Charles Boteler } This action in Ejectment being comenced by the p. 386
 ag^t } said Charles Boteler as Lessee of Thomas Clegatt &
 George Lockier } Mary his wife late wife of Richard Hooper de-
 ceased mother & Guardian of Sarah Hooper & El-
 linor Hooper daughters & Coheirs of the said Richard Hooper in right
 of the said Sarah & Ellinor against the Said George Lockier casual
 Ejector and Henry Hooper being named defendant instead of the
 casual Ejector to try the title to One messuage and five hundred &
 fifty acres of land On the north side of Petuxent River neere Pres-
 tons Creeke in the County of Calvert, and W^m Traverse the Tenant
 in possession of the p^rmisses being Served with the declaration in
 Ejectment to appeare here in ffebruary Court Anno One thousand
 six hundred Seventy six & make himselfe or they under whom he
 claimed defendants thereunto & by rule of Court confesse lease
 entry & ejectment and insist only upon the title, thereupon the Said
 Henry Hooper by Charles Boteler his Attorney came whereupon dayes
 were given to the said Parties untill October Court then next
 following.

Att which said October Court to wit the Eighth day of October
 Anno Domⁱ One thousand six hundred seventy Seven Came the said
 Thomas Clegatt and Mary his wife by Christopher Rousby their
 Attorney but the said Henry Hooper came not but made default
 whereupon the said Thomas & Mary prayed his Lopps writ of Habere
 facias possessionem to them to be granted

And thereupon it is considered by the Court here That the said
 Thomas Clegatt & Mary his wife late wife of Richard Hooper de-
 ceased Mother & Guardian of Sarah Hooper and Ellinor Hooper
 in right of the said Sarah and Ellinor their possession of the said
 messuage & five hundred & fifty acres of land on the north side of
 Petuxent River recover & the said Henry Hooper in mercy.

Liber N N Richard Peacocke } Henry Allison otherwise called Henry Allison
 ag^t } merchant in Maryland in the County of Talbot
 Henry Allison } was sumoned to answer unto Richard Peacocke
 of a plea that he render unto him One thousand
 eight hundred & fifty pounds of tobacco which to him he oweth &
 unjustly deteineth

And whereupon the said Richard by Robert Carvile his Attorney
 saith that whereas the said Henry upon the three & twentieth day
 of April One thousand six hundred seventy five by his certaine bill
 or writeing Obligatory Sealed with the seale of him the said Henry
 and here in Court produced whose date is the day & yeare abovesaid
 did confesse and acknowledge himselfe to owe and Stand indebted
 to the said Richard in the summe of One thousand eight hundred
 & fifty [pou]nds of Aronoco tobacco which he the said Henry did
 promise to shipp for [him and] pay it according to his Order at or
 upon the twelfth day of October the[n next] Yet the said Henry
 the said summe of One thousand eight hundred & fifty pounds of
 tobacco for him the said Richard hath not shipped or to him paid
 accordin[g to] the said bill though often thereunto requested but
 the same to pay hath [denyed] & Still doth deny to the damage of
 the said Richard three thousand [po]unds of tobacco & thereupon
 he bringeth his suite.

And the said Henry by John Rousby his Attorney cometh & de-
 fendeth the force and injury when &c and prayeth liberty to imparle
 here untill the next Court the same day is given to both parties.

Now here at this day came the said parties by their said Attornyes
 to wit the eighth day of October Anno One thousand six hundred
 Seventy seven and the said Henry Saith nothing in barr of the action
 aforesaid of him the said Richard in forme aforesaid brought
 Whereupon the said Richard remaineth against the said Henry
 wholly undefended Therefore it is granted by the Court here That
 the said Richard Peacocke recover against the said Henry Allison
 aswell the summe of One thousand eight hundred & fifty pounds of
 tobacco the debt aforesaid as also five hundred & sixty pounds of
 tobacco costs of suite, but so as execution cease untill the next Court.

p. 387 Thomas Mountfort } James Wass late of Talbott County was at-
 ag^t } tached to answer unto Thomas Mountfort in a
 James Wass } plea of trespas upon the case.

And thereupon the said James by Robert
 Carvile his Attorney cometh and defendeth the force and injury when
 &c and prayeth liberty to imparle here untill the then next Provinciaall
 Court, the same day is given to both parties Afterwards to wit
 the eighth day of October in the yeare of Our Lord One thousand
 six hundred Seventy Seven Came the said James Wass by his said
 Attorney but the said Thomas Mountfort came not to prosecute his

plaint aforesaid Whereupon it is considered by the Court here that the said James Wass recover against the Said Thomas Mountfort the summe of eight hundred forty three pounds of tobacco for his costs & charges in this behalfe laid Out and expended and the said Thomas in mercy for his false complaint Liber N N

Thomas Mountfort	}	William Taylor late of Talbott County was attached to answer unto Thomas Mountfort in a plea of trespas upon the case.
ag ^t		
W ^m Taylor		

And thereupon the said William Taylor by Robert Ridgely his Attorney cometh and defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill the next Court the same day is given to both partyes Afterwards to wit the eighth day of October Anno Domⁱ One thousand Six hundred Seventy Seven came the said W^m Taylor by his said Attorney but the said Thomas Mountfort came not to psecute his plaint aforesaid Wherefore it is considered by the Court here that the said William recover against the said Thomas Mountfort the summe of Eight hundred & twelve pounds of tobacco for his costs & charges in this behalfe laid Out & expended and the said Thomas in mercy for his false complaint.

Michael Miller	}	the defendants not appeareing this October Court the Sheriff of Talbott County amerced & the causes continued untill next December Court.
ag ^t		
Robert White		
John Moll		
ag ^t		
Stephen Tully	}	

John Jones	}	this action abates the plaintiff being dead.
ag ^t		
Joseph Chew		

Lidia Solley	}	Robert Toate & William Rosewell late of s ^t Maries County otherwise called Robert Toate and W ^m Rosewell both of s ^t Maries County in the Province of Maryland Gent were Sumoned to answer unto Lidia Solley widdow in a plea that they render unto her two thousand pounds of tobacco in caske which to her they Owe & unjustly deteine.
ag ^t		
Robert Toate &		
W ^m Rosewell		

And whereupon the said Lydia Solley by Christopher Rousby her Attorney saith that whereas the said Robert & William the twenty ninth day of july 1675 by their certaine writeing Obligatory Sealed with their Seales of them the said Robert and William here in Court produced whose date is the day and yeare abovewritten did acknowledge them to be holden & Stand firmly bound unto the said Lidia

Liber N N Solley in the full and just quantity of two thousand pounds of good Sound leafe tobacco in caske to be paid to her the said Lidia or to her certaine Attorney her heirs execut^{rs} adm^{rs} or assignes at or before the tenth day of October in the yeare of Our Lord One thousand six hundred seventy six conveniently in S^t Maries County aforesaid to which payment well and truly to be made they the said Robert & William did bind themselves & either of them by himselfe their & either of their heirs execut^{rs} & administrat^{rs} firmly by those p^rsents Yet the said Robert and William the said two thousand pounds of tobacco in caske nor any part thereof unto the Said Lydia have not paid nor either of them hath paid though often thereunto required but the same to pay have denyed & each of them hath denyed & Still doth deny Whereupon the said Lydia saith she is dampnified and hath losse to the value of three thousand pounds of tobacco & thereupon she bringeth her suite.

p. 388 And the said William Rosewell by John Jones his Attorney cometh and defendeth the force and injury when &c and prayeth liberty to imparle hereunto untill the next Provinciaall Court the same day is given to both parties

Now here at this Court to wit the eighth day of October in the yeare of Our Lord One thousand six hundred Seventy Seven Came the said Lidia by her Said Attorney and offered her selfe against the Said W^m Rosewell in the plea aforesaid but the said William came not but made default Whereupon it is considered by the Court here that the said Lidia Solley recover against the Said William Rosewell the summe of two thousand pounds of tobacco the debt aforesaid together with the summe of six hundred fifty five pounds of tobacco costs of suite & the Said W^m in mercy.

Lidia Solley ag ^t Robert Toate & W ^m Rosewell	{	Robert Toate and William Rosewell late of s ^t Maries County otherwise called Robert Toate and W ^m Rosewell both of s ^t Maries County in the Prov- ince of Maryland gent were summoned to answer unto Lydia Solley widdow in a plea that they render unto her two thousand eighty three pounds of tobacco & caske which to her they Owe & unjustly deteine.
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And whereupon the said Lidia by Christopher Rousby her Attorney saith that whereas the said Robert & W^m the nine & twentieth day of july One thousand six hundred seventy five by their certaine writing Obligatory sealed with the seales of them the said Robert and William here in Court produced whose date is the same day & yeare abovewritten did acknowledge themselves to be holden & firmly bound unto the Said Lidia Solley in the full & just quantity of two thousand eighty and three pounds of good sound leafe tobacco in caske to be paid to the said Lidia or to her certaine Attorney her heirs

execut^{rs} adm^{rs} or assignes conveniently in s^t Maries County at or before the tenth day of October next ensueing the date thereof To which payment well & truly to be made they the said Robert & W^m did bind themselves & either of them by himselfe for the whole their heirs & either of their heirs execut^{rs} & adm^{rs} firmly by those p^rsents. Yet the said Robert & W^m the aforesaid two thousand eighty three pounds of tobacco & caske nor any part thereof unto the said Lidia have not paid nor either of them hath paid though often thereunto required but the same to pay have denyed & each of them hath denyed & still doth deny whereupon the said Lydia Saith she is damaged & hath losse to the value of three thousand pounds of tobacco & thereupon she bringeth her suite.

And the said William Rosewell by John Jones his Attorney cometh & defendeth the force and injury when &c & prayeth liberty to imparle hereunto untill the next Court the same day is given to both partyes. Now here at this Court to wit the eighth day of October in the yeare One thousand six hundred seventy seven came the said Lidia by her said Attorney and offered her selfe against the said W^m in the plea aforesaid but the said W^m came not but made default Whereupon it is considered by the Court that the said Lidia recover against the said William Rosewell the said summe of two thousand eighty three pounds of tobacco the debt aforesaid together with the summe of six hundred fifty five pounds of tobacco costs of suite and the said W^m in mercy &c.

Thomas Marsh	}	these six causes are continued untill December Court next.
ag ^t		
Richard Bayly		
Gerard Slye		
ag ^t		
W ^m Rosewell		
Jonathan Sibrey		
ag ^t		
James Mills ex ^r of		
Samuel Boston		
Richard Clowter		
ag ^t		
Robert Doyne		
Richard Ambrose		
ag ^t		
John Allen	}	
Jarvis Ballard		
ag ^t		
Richard Pery	}	

Liber N N
p. 389

Lydia Solley } William Rosewell late of s^t Maries County otherwise
ag^t } called W^m Rosewell of s^t Maries County gent was
W^m Rosewell } Sum^ooned to answer unto Lydia Solley widdow in a
plea that he render unto her two thousand two hundred pounds of tobacco & caske w^{ch} to her he oweth & unjustly deteineth.

And whereupon the said Lydia by Christopher Rousby her Attorney Saith that whereas the said W^m the tenth day of November in the foure & fortith year of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ 1675 by his certaine writeing Obligatory sealed with the seale of the said W^m here in Court produced whose date is the day and year abovewritten did acknowledge himselfe to be holden & firmly bounden unto the aforesaid Lidia Solly in the full & just quantity of two thousand two hundred pounds of good sound merchantable tobacco in caske, to be paid to the Said Lidia Solly or to her certaine Attorney her heirs execut^{rs} adm^{rs} or assignes upon demand in some convenient place in Clements Bay or Brittons Bay in the County aforesaid to which payment well truly and faithfully to be made & performed he the Said W^m did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those presents Yet the said W^m though often thereunto requested the said two thousand two hundred pounds of tobacco & caske unto the said Lidia hath not paid but the same to pay hitherto hath denyed & Still doth deny to the damage of the said Lidia three thousand foure hundred pounds of tobacco and thereupon she brings her suite.

And the said William by John Jones his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill the next Court the same day is given to both parties. Now here at this day to wit the eighth day of Octob^r One thousand six hundred Seventy Seven came the said Lydia by her said Attorney and offered herselfe against the said W^m in the plea aforesaid but the Said William came not but made default Whereupon it is granted by the Court here that the said Lydia recover against the said W^m Rosewell the Said Summe of two thousand two hundred pounds of tobacco the debt aforesaid together with the summe of six hundred fifty-five pounds of tobacco costs of suite and the said W^m in mercy. &c.

Gerard Slye } William Rosewell late of S^t Maries County otherwise
ag^t } called W^m Rosewell of s^t Maries County Gent was
W^m Rosewell } sum^ooned to answer unto Gerard Slye of a plea that he
render unto him five thousand nine hundred eighty six pounds of tobacco which to him he oweth and unjustly deteineth.

Whereupon the said Gerard Slye by Robert Carvile his Attorney saith that whereas the said W^m Rosewell the fifth day of june Anno Domⁱⁿⁱ 1675 by his certaine writeing Obligatory Sealed with the seale

of him the Said William & here in Court produced whose date is the same day and yeare abovewritten did acknowledge himselfe holden & firmly bounden unto the Said Gerard Slye of the same County merchant in the just quantity of foure thousand two hundred eighty six pounds of good sound merchantable tobacco in caske to be paid unto him the said Gerard his heirs executors adm^{rs} & assignes after the first day of October next ensuing at some convenient place in or neere s^t Clements Bay in the County aforesaid for which payment well & truly to be made he did bind himselfe his execut^{rs} & adm^{rs} firmly by those p^{rs}ents And whereas also the Said W^m Rosewell the fifth day of June Anno Domⁱ 1675 by his certaine writeing Obligatory Sealed with the seale of him the said William & here in Court produced whose date is the same day and yeare abovewritten did acknowledge himselfe holden & firmly bound unto Gerard Slye of the same County merchant in the just quantity of Seventeene hundred pounds of good Sound merchantable tobacco in caske to be paid to him the said Gerard Slye his heirs execut^{rs} & adm^{rs} & assignes upon demand after the first day of October in the yeare of Our Lord One thousand six hundred seventy six at his then dwelling plantation in s^t Clements Bay for which payment well & truly to be made he did bind himselfe his execut^{rs} & adm^{rs} firmly by those p^{rs}ents notwithstanding which the said William Rosewell the said summe of five thousand nine hundred eighty six pounds of tobacco to him the said Gerard Slye though often thereunto required hath not paid but the same to pay hitherto hath and Still doth altogether deny to the damage of him the said Gerard seven thousand pounds of tobacco And thereupon he bringeth his suite.

And the said William by John Jones his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill the next Court, the same day is given to both parties. p. 390
Now here at this day to wit the eighth day of October Anno Domⁱ One thousand six hundred seventy seven Came the said Gerard Slye by his said Attorney and proffered himselfe against the said William Rosewell in the plea aforesaid but the said William came not but made default Whereupon it is granted by the Court here That the said Gerard Slye recover against the said W^m Rosewell aswell the said summe of five thousand nine hundred eighty six pounds of tobacco the debt aforesaid as also the summe of five hundred & sixty pounds of tobacco costs of suite & the said W^m in mercy. &c.

Mathew Nelson	} John Allen late of Charles County Gent was attached to Mathew Nelson merch ^t in a plea of trespass upon the case.
ag ^t	
John Allen	

And whereupon the said Mathew by Christopher Rousby his Attorney complaineth that whereas the said John Allen the ninth day of December One thousand six hundred Seventy Six

Liber N N in Charles County aforesaid Stood indebted unto him the said Mathew Nelson for divers goods and merchandize by the said Mathew to him the said John Sould & delivered a particular whereof is here in Court produced amounting together to the summe of eleaven thousand & ninty pounds of tobacco, in consideration whereof the said John did assume upon himselfe & to the said Mathew did faithfully promise that he the said John when thereunto required the said Summe of eleaven thousand & ninty pounds of tobacco to him the said Mathew would well & truly content & pay notwithstanding which the said John his promise & assumption in that behalfe litle regarding but endeavouring and fraudulently intending him the said Mathew of the said summe of eleaven thousand & ninty pounds of tobacco to deceive the same summe of eleaven thousand & ninty pounds of tobacco though often thereunto required hath not paid to him the said Mathew but the same to pay hath denied & still doth altogether deny whereupon the said Mathew Nelson Saith he is dampnified & hath losse to the value of sixteene thousand pounds of tobacco & thereupon he brings his suite.

And the said John Allen by John Jones his Attorney cometh & defendeth the force and injury when &c and prayeth liberty to im-parle hereunto untill the next Provinciaall Court the same day is given to both parties. Now here at this day to wit the eighth day of October Anno Dom̃ One thousand six hundred seventy seven Came the said Mathew by his said Attorney and Offered himselfe against the said John Allen in the plea aforesaid but the said John Allen came not but made default & the said Mathew haveing produced his said accompt being Sworne too before the Hon^{ble} the Gov^rnour that there justly remaineth due to him upon the said accompt the summe of Eight thousand two hundred fifty Eight pounds of tobacco. Whereupon it is considered by the Court here That the said Mathew Nelson recover against the said John Allen the summe of Eight thousand two hundred fifty eight pounds of tobacco damages Occasioned by the trespass aforesaid as also the summe of seaven hundred and three pounds of tobacco costs of suite & the said John Allen in mercy &c.

Mathew Nelson	}	John Cane and Edmund Denis late of Charles
ag ^t		County planters were attached to answer unto
John Cane and		Mathew Nelson of a plea of trespass upon the case.
Edmond Denis	}	And whereupon the said Mathew Nelson by

Christopher Rousby his Attorney complaineth that whereas the said John & Edmond the fifth day of November One thousand six hundred seventy six Stood indebted unto him the said Mathew for divers goods & merchandize by him the said Mathew to them the said John & Edmond, Sold & delivered at the Store of him the said Mathew in Charles County aforesaid in the whole

amounting to the summe of five thousand five hundred & ninty three pounds of tobacco a particular whereof is here in Court produced In consideration whereof the said John & Edmond did then & there assume upon themselves and to the said Mathew did faithfully promise that they the said John and Edmond when thereunto required the said summe of five thousand five hundred ninty three pounds of tobacco unto the said Mathew would well & truly content & pay Neverthelessse the said John and Edmond their promise & assumption in that behalfe not regarding but plotting & fraudulently contriveing him the said Mathew of the said summe of five thousand five hundred ninty three pounds of tobacco to deceive the same summe of five thousand five hundred ninty three pounds of tobacco though often thereunto required unto the said Mathew have not paid nor either of them hath but the same to pay altogether deny Whereupon the said Mathew Nelson saith he is dampnified and hath losse to the value of Eight thousand pounds of tobacco & thereupon he bringeth his suite.

Liber N N

p. 391

And the said John and Edmond by John Jones their Attorney come & defend the force and injury when &c and pray liberty to imparle hereunto untill the next Court and it is granted them the same day is given to the said Mathew.

Now here at this day to wit the eighth day of October Anno One thousand six hundred Seventy Seaven came the said Mathew Nelson by his said Attorney and offered himselfe against the said John Cane & Edmond Denis in the plea aforesaid but the said John & Edmond came not but made default, and the said Mathew Nelson haveing produced the said accompt here into Court and it appeareing upon Oath taken before the Hon^{ble} the Governour that there remaineth due to the Said Mathew upon the ballance of the said accompt the summe of three thousand Seventy two pounds of tobacco Whereupon it is granted by the Court here That the Said Mathew Nelson recover against the said John Cane and Edmond Denis the said summe of three thousand Seventy two pounds of tobacco damages occasioned by the trespas aforesaid as also the summe of seven hundred & ninete[en?] pounds of tobacco costs of suite & the Said John & Edmond in mercy &c.

Mathew Nelson } George Godfrey late of Charles County was at-
ag^t } tached to answer unto Mathew Nelson in a plea of
George Godfry } trespas upon the case

And whereupon the said Mathew Nelson by Christopher Rousby his Attorney complaineth that whereas the said George Godfrey the ninth day of December One thousand six hundred Seventy Six in Charles County aforesaid Stood indebted unto him the said Mathew for divers goods and merchandize by the Said Mathew to the said George Sold & delivered a particular whereof is

Liber N N here in Court produced amounting to the summe of Seaven thousand nine hundred fifty five pounds of tobacco In consideration whereof the said George did assume upon himselfe & to the said Mathew did faithfully promise that he the said George when thereunto required the said sume of seven thousand nine hundred fifty five pounds of tobacco unto him the said Mathew Nelson would well & truly content & pay Yet the said George his promise & assumption in that behalfe not regarding but endeavouring & fraudulently intending him the said Mathew of the said summe of Seven thousand nine hundred fifty five pounds of tobacco to deceive the said summe of seven thousand nine hundred fifty five pounds of tobacco though often thereunto required unto the Said Mathew hath not paid but the same to pay hath denyed & Still doth deny whereupon the said Mathew saith he is dampnified & hath losse to the value of tenn thousand pounds of tobacco & thereupon he bringeth his suite.

And the said George by John Jones his Attorney cometh & defendeth the force and injury when &c and prayeth liberty of Speaking hereunto untill the next Court, the same day is given to both parties.

Now here at this day to witt the eighth day of October Anno Dom̃ One thousand six hundred seventy Seaven Came the said Mathew by his said Attorney & offered himselfe against the said George in the plea aforesaid but the said George came not but made default & the said Mathew haveing produced the said accompt to the Court here and it appeareing upon Oath here, taken by the said Mathew before the Hon^{ble} the Governour that there remaineth due to the said Mathew upon ballance of the said acc^t the Summe of three thousand eight hundred fifty Seaven pounds of tobacco. Whereupon it is granted by the Court here That the Said Mathew recover against the Said George Godfrey the summe of three thousand eight hundred fifty Seaven pounds of tobacco damages Occasioned by the trespas aforesaid as also the summe of seaven hundred & nineteene pounds of tobacco costs of suite & the said George in mercy. &c.

Michael Taylor	} these two causes are agreed.
ag ^t	
Thomas Price	
the same & Ambrose	
Barnes	
ag ^t	}
the same	

p. 392 Stephen Murty } John Saunders late of Charles County merchant
 ag^t } was attached to answer unto Stephen Murty in a
 John Saunders } plea of trespas upon the case.

And whereupon the Said Stephen by Kenelm Cheseldyn his Attorney complaineth that whereas the Said John

Saunders the sixth day of february in the yeare One thousand six hundred seventy six bought had & rec^d of the Said Stephen two millstones In consideration whereof the said John Saunders did assume upon himselfe & to the said Stephen did faithfully promise that he the said John when thereunto required would pay unto the said Stephen or his Order the summe of three thousand pounds of tobacco upon demand that present yeare & One thousand pounds of tobacco the yeare following notwithstanding the said John the said summe of three thousand pounds of tobacco payable that present yeare One thousand six hundred seventy six to him the said Stephen nor his order hath not paid according to his promise but the same to pay hitherto hath & still doth deny to pay to the damage of the said Stephen six thousand pounds of tobacco & thereupon he brings his suite. Liber N N

And the said John by John Jones his Attorney cometh and defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill the next Court the same day is given to both parties.

Now here at this day to wit the fifth day of October in the yeare One thousand six hundred Seventy seaven came the said Stephen by his Said Attorney & offered himselfe against the said John Saunders in the plea aforesaid but the said John came not but made default Whereupon it is granted by the Court here that the said Stephen Murty recover against the Said John Saunders the said summe of three thousand pounds of tobacco damages occasioned by the trespas aforesaid as also the summe of five hundred thirty six pounds of tobacco costs of Suite & the said John in mercy &c.

Stephen Murty } John Saunders late of Charles County merchant
ag^t } was attached to answer unto Stephen Murty in a
John Saunders } plea of trespas upon the case.

And whereupon the said Stephen by Kenelm Cheseldyn his Attorney complaineth that whereas the said John Saunders Stood indebted to the said Stephen the summe of thirteene thousand pounds of tobacco the said John Saunders did the Sevententh day of february in the yeare One thousand six hundred Seventy six In consideration that the said Stephen at the Speciall instance & request of the said John would then accept of the said John Saunders owne bill under hand and Seale for the said debt of thirteene thousand pounds of tobacco at that present time as Security the said John did assume upon himselfe & to the said Stephen did faithfully promise that he the said John when thereunto required would give unto him the said Stephen his owne bond with One or two other sufficient persons to be bound with him for the better Security of the said debt to be paid to him the said Stephen according to the tenor of his owne bill for that present time given to him the said Stephen notwithstanding the said John Saunders the Security aforesaid to him the said

Liber N N Stephen though often thereunto required hath not given according to his promise but the same to give hitherto hath & Still doth deny to the damage of the said Stephen fourteene thousand pounds of tobacco & thereupon he bringeth his suite

And the Said John by John Jones his Attorney cometh & defendeth the force and injury when &c & prayeth liberty to imparle hereunto untill next Court the same day is given to both parties.

Now here at this day to wit the fifth day of October in the yeare One thousand six hundred Seventy Seaven came the Said Stephen by his said Attorney & offered himselfe against the said John in the plea aforesaid but the said John came not but made default Whereupon it is considered by the Court here that the said John Saunders give Security to the said Stephen for the payment of the debt aforesaid & that the said Stephen recover against him the summe of five hundred thirty six pounds of tobacco costs of suite. Therefore it is comanded the Sheriff of Charles County that he take the said John Saunders if &c.

p. 399	Hugh Reynolds ag ^t Robert Large & Elizabeth Greene	}	At this day to wit the fifth day of October in the yeare One thousand six hundred seventy seaven Came the said Elizabeth Greene by Rob- ert Carville her Attorney and is content that judgment passe against her for the summe of three thousand three hundred thirty five pounds of tobacco Where- upon it is granted by the Court here that the said Hugh Reynolds recover against the said Elizabeth Greene the summe of three thou- sand three hundred thirty five pounds of tobacco the debt aforesaid and also the Summe of five hundred thirty Six pounds of tobacco costs of suite.
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John ffoster ag ^t John Brookes adm ^r W ^m Worgan	}	John Brookes administrator of the goods & Chattells of William Worgan late of Dorsett County Gent deceased was sumoned to answer John ffoster merchant of a plea that he render unto him the summe of twelve thousand pounds of tobacco which from him he unjustly deteineth
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And whereupon the said John ffoster by John Rousby his Attorney saith that whereas the Said William Worgan in his life time the fifth day of ffebruary in the yeare of Our Lord One thousand six hundred Seventy foure by his certaine writeing Obligatory Sealed with the Seale of him the Said William here in Court produced whose date is the day and yeare aforesaid did acknowledge himselfe to owe & Stand justly indebted unto the Said John ffoster in the summe or quantity of twelve thousand pounds of Sound merchantable leafe tobacco in caske for the payment whereof well

& truly to be made & done unto the said John ffoster the said W^m bound himselfe his heirs execut^{rs} & adm^{rs} firmly by those presents Yet the aforesaid W^m in his life time and the aforesaid John Brookes after his death to whom administration of all the goods & chattells which were the aforesaid Williams at the time of his death by the Hon^{ble} Philip Calvert Esq^r Comissary Generall & Cheife judge for probate of Wills & granting administrations was committed although often demanded the aforesaid twelve thousand pounds of tobacco hath not rendered to him the Said John ffoster but the same to him to render have denyed and the aforesaid John Brookes the same to the said ffoster as yet to render doth deny & unjustly deteine Whereupon he sayes that he is dampnified & hath damage to the value of twenty thousand pounds of tobacco & thereupon he brings his suite.

And the aforesaid John Brookes by Thomas Jones his Attorney comes & defends the force & injury when &c & prayes the heareing of the writeing aforesaid & it is read unto him he prayes also the heareing of the Condition of the said writeing & it is read unto him in these words The Condition of this Obligation is such that whereas the abovebound William Worgin for a valuable consideration received of the said John ffoster vizt five thousand foure hundred & fifty pounds of tobacco hath this day given to the said ffoster his letter of Attorney and Order to receive of John Joy of Hugh Hall & of all other persons in the Island of Barbadoes indebted to the Said W^m Worgin all such debts & summes of money or Sugar as are by the said persons oweing Now if the said John ffoster by virtue of the said Letter of Attorney & Order shall within five months of the date hereof receive of the said Hall, Joy or any other person in the said Island for accompt of the said Worgin the summe of twenty Seaven pounds five shillings currant English mony or the value thereof in the Country Growth at the price currant or if in case he receives not the said summe there within the said time That then the said W^m Worgin his heirs execut^{rs} shall pay or cause to be paid to the said John ffoster his heirs or assignes the summe of six thousand pounds of good sound merchantable tobacco in caske at or upon the eleaventh day of November next ensueing the date hereof in some convenient place in Dorsett County That then this present Obligation to be void & of none effect or else to stand & remaine in full force power & virtue which being read & heard the said John Brookes Saith nothing in barr of the action aforesaid Whereupon it is granted by the Court here the eighth day of October Anno One thousand six hundred Seventy Seaven That the said John ffoster recover ag^t the estate of the said William Worgin the summe of six thousand pounds of tobacco debt as aforesaid as also the summe of pounds of tobacco costs of suite but so as execution cease untill assets.

Liber N N John Cowdere } Mary Roe executrix of the last will & Testament
 p. 394 ag^t } of Edward Roe late of Talbott County Gent de-
 Mary Roe ex^{rx} } ceased was attached to answer unto John Cowdere
 Edward Roe } of a plea of trespas upon the case.

And whereupon the said John Cowdere by Robert Ridgely his Attorney complaineth that whereas the said Edward in the life time of him the said Edward that is to say from the three & twentieth day of October One thousand six hundred Seventy five to the sixteenth day of December then next following bought had & received of the Said John divers goods & merchandizes amounting to in the whole the summe of twelve thousand One hundred pounds of tobacco a particular whereof is by the said John here in Court produced In consideration whereof the said Edward did assume upon himselfe & to the said John faithfully promise that he the said Edward did assume upon himselfe & to the said John faithfully promise that he the said Edward him the said John the said summe of twelve thousand One hundred pounds of tobacco when thereunto required would well & truly content & pay And the said John in fact saith that he the said Edward by the hands of Samuel Hatton received in part of the said twelve thousand One hundred pounds of tobacco the summe of foure thousand foure hundred & sixteene pounds of tobacco & the aforesaid Edward Roe in his life time nor the said Mary since his death to whom the execution of the Testament of the said Edward since his death hath been committed the summe of seaven thousand six hundred eighty foure pounds of tobacco residue of the said twelve thousand One hundred pounds of tobacco to him the said John though often thereunto required have not paid or given any Satisfaction for the same but the same to pay have denyed and as yet doe deny to the damage of the said John tenn thousand pounds of tobacco And thereupon he bringeth his suite.

And the said Mary Roe by Robert Carvile her Attorney Cometh & defendeth the force and injury when &c and saith that the Said Edward Roe in his life time paid to the Said John Cowdere in part of the said summe of twelve thousand One hundred pounds of tobacco the summe of five thousand six hundred & nine pounds of tobacco and as for the Six thousand foure hundred ninty One pounds of tobacco residue of the said twelve thousand One hundred pounds of tobacco she saith she cannot gainsay the action of the aforesaid John because the same is due to the aforesaid John as he hath above declared Therefore it is considered by the Court here the fifth day of October One thousand six hundred seventy Seven that the said John Cowdere recover against the estate of the said Edward the said summe of six thousand foure hundred ninty One pounds of tobacco damages occasioned by the trespas aforesaid as also the summe of pounds of tobacco costs of suite.

Stephen Murty	}	these Six causes are agreed.
ag ^t		
John Allen		
Marke Cordea		
ag ^t		
John Harris		
John Cock adm ^r of		
ffrancis Barnes		
ag ^t		
Charles James		
Thomas Notley Esq		
ag ^t		
Dominick Bodkin		
Jn ^o Quigley		
ag ^t		
Henry Verburgh		
Lawrence Draper		
ag ^t		
Cornelius Howard.		

Peter Watts adm ^r of	}	these thirteene causes are continued untill December Court next.
Robert Cager		
ag ^t		
John Evans		
W ^m Drope & Tho: Elwes		
ag ^t		
Edward Turner adm ^r of		
W ^m Singleton		
John Evans		
ag ^t		
Peter Watts adm ^r of		
Rob ^t Cager		
John Addison & ux ^r Executrix		
of Thomas Dent		
ag ^t		
John Blomfeild		
Thomas ffrances		
ag ^t		
John Darby		
Howells execut ^{rs}		
ag ^t		
George Wells		
Henry Stocket		
ag ^t		
Thomas Bland		

Liber N N	W ^m Raules adm ^r of	}
	Edward Coppage	
	ag ^t	
	Thomas ffances	
	Thomas Jones	
	ag ^t	
	Garret Vansweringen	
	W ^m Dare	
	ag ^t	
	John Brookes adm ^r of	
	W ^m Worgan	
	Henry Stocket & James Stavely	
	ex ^{rs} Nathaniel Stiles	
	ag ^t	
	Charles James	
	Christopher Hassell	
	ag ^t	
	Richard Nash	
	W ^m Tregoe	
	ag ^t	
	Thomas Clegatt.	

Richard Pery & Thomas Gant } The Sheriff of Charles County have-
 ag^t } ing heretofore returned a cepi against
 Robert Needham } the defendant with a languidus day
 was given to the same Sheriff to
 bring his body here this present October Court but the defendant
 Came not it is Ordered the same Sheriff the he bring with him the
 bayle bond to next December Court & this cause continued.

W^m Gibson } This cause being in Ejectment & the Attorney for the
 ag^t } plaintiff being dead the plaintiff by Robert Carvile his
 John Bell } Attorney appears & this cause continued untill Decem-
 ber Court next.

p. 396 W^m Taylour } It appeareing to the Court here the eighth day of Octo-
 ag^t } ber One thousand six hundred Seventy Seaven That
 W^m Layton } this action in ejectment was comēced by the said W^m
 Taylour as Lessee to Thomas Jones against W^m Lay-
 ton for the casuall Ejector and Andrew Whittington & Richard Cham-
 bers being named defendants in stead of the casual Ejector to try
 the title to One messuage of One thousand acres of land in Somerset
 County late in the tenure or Occupation of the said Thomas Jones
 and the Court finding it necessary that the bounds of the said persons
 lands be surveyed by a skillfull Surveyour according to their respec-
 tive patents & a faire plott & Certificate thereof to be returned to the

Court, it is by the Court this day Ordered That M^r ffancis Jenkins Deputy Survey^r of the said County be especially appointed by this Court and is hereby appointed impowered & comāded to lay Out the lands of the said parties according to their antient meets & bounds runing the lines according to the patents in the p^sence of the Sheriff of the Said County who is hereby comāded & impowered to Sumōn & impannell a jury upon the said Lands & examine evidences upon Oath that the truth of the matter may be fully discovered & the said Survey^r is hereby Ordered to runn his lines according to the evidence then given & the direction of the jury & to returne a certificate of his proceedings herein & a faire plott distinctly drawne of the lands in question together with the evidence that was then sworne to the next Provinciaall Court attested under the hand of the Said Survey^r Sheriff & jurors That so his Loppes justices being fully informed of the truth of the premisses may doe therein as to justice appurteineth.

Ninian Beale } It appeareing to the Court here the eighth day of Octo-
ag^t } ber One thousand six hundred Seventy Seaven That
James Moore } this action in Ejectment was comenced by the said
Ninian Beale as Lessee to Daniel Cunningham &
Bridget his wife against the said James Moore casuall Ejector and
Richard Edwards & Hannah his wife being named defendants in-
stead of the casuall ejector to try the title to a parcell of land of two
hundred acres scituate lyeing & being On the notherne Branch of
Petuxent River being the north part of a tract of Land late in the
possession of John Potts deceased called Mount Pleasant being now
in dispute betweene the said Daniel Cunningham & Bridget his wife
& the said Richard Edwards & Hannah his wife, And the Court
finding it necessary that a faire plott & certificate thereof be returned
to the Court It is by the Court this day Ordered that Charles Boteler
Deputy Survey^r be especially appointed by this Court & is hereby
appointed impowered & comāded to lay Out the land aforesaid & to
runn Out the true lines & Sett Out their meets & bounds according to
the true intent & meaning of the Will of John Pott deceased & to
returne a Certificate of his proceedings herein & a faire plott dis-
tinctly drawne of the said land in Question to the next Provinciaall
Court to be held at s^t Maries the fourth day of December next at-
tested under his hand that so his Loppes justices being fully informed
of the truth of the p^rmisses may doe therein what to justice shall
appurteine.

Henry Coursey Esq^g } Be it remembered That the Seventeenth day of
ag^t } April in the second yeare of the Dominion
Peter Sayer } of the Right Hon^{ble} Charles Absolute Lord &
Proprietary &c & in the yeare of Our Lord
One thousand six hundred seventy Seaven Came here into Court

Liber N N the Hon^{ble} Henry Coursey Esq One of his Lo^{pps} justices of the Provincial Court of this Province by Christopher Rousby his Attorney & exhibiteth to the justices here his certaine bill against Peter Sayer One of the Attornyes of the same Court here present in Court in his proper person according to the Customes & Priviledges &c of the same Court the tenor of which bill is as followeth.

p. 397 Henry Coursey Esq One of his Lo^{pps} justices of the Provincial Court by Christopher Rousby his Attorney complaineth That whereas Peter Sayer One of the Attornyes of the same Court otherwise called Peter Sayer of Talbot County Gent the sixteenth day of September in the year of Our Lord One thousand six hundred Seventy six & in the year of the Dominion of Charles &c the first by his certaine writeing Obligatory which the said Peter Sealed with the seale of him the said Peter here in Court produced whose date is the day & yeare abovewritten did acknowledge himselfe to be holden & firmly bound unto the said Henry Coursey in the full and just quantity of thirty foure thousand pounds of good Sound merchantable tobacco & caske to be paid to the said Henry Coursey or to his certaine Attorney his execut^{rs} adm^{rs} or assignes To which payment well & truly to be made he the said Peter did bind himselfe his heirs execut^{rs} & adm^{rs} & every of them firmly by those presents Yet the said Peter the Said thirty foure thousand pounds of tobacco & caske unto the said Henry though often thereunto requested hath not paid but the same to pay altogether denyeth whereupon the said Henry Saith he is dampnified & hath losse to the value of forty thousand pounds of tobacco And thereupon he bringeth his suite.

And the said Peter Sayer in his proper person cometh & defendeth the force & injury when &c & prayeth heareing of the said writeing Obligatory and it is read unto him he also prayes heareing of the Condition of the said writeing Obligatory and it is read unto him in these words. The Condition of the abovewritten Obligation is such That Whereas the above named Henry Coursey at the instance & Speciall request of the abovebound Peter Sayer by a certaine writeing Obligatory beareing date the tenth day of ffebruary last past before the date of the Obligation abovewritten Stand joyntly & severally bound unto Samuel Cooke of London marriner in the full & just quantity of Seventeene thousand One hundred fifty two pounds of good sound merchantable tobacco in caske being the proper debt of the said Peter Sayer with condition underwritten for the payment of the full & just quantity of Eight thousand five hundred seventy six pounds of tobacco & caske at a certaine day & place therein mentioned as by the Said writeing Obligatory & condition more plainly & at large may appeare If therefore the said Peter Sayer his heirs execut^{rs} & adm^{rs} & every of them doe & Shall from time to time & at all times hereafter discharge Save harmlesse & Keepe undempnified the said Henry Coursey his heirs execut^{rs} & adm^{rs} & every of them

against the said Cooke his heirs execut^{rs} & adm^{rs} & every of them of Liber N N
 for and concerning the said writeing Obligatory & condition thereof
 & every Summe & Sumes of tobacco in the said writeing Obligatory
 & condition thereof mentioned & Specified as also at or before the
 last day of December now next ensuing deliver or cause to be
 delivered into the hands of the said Henry Coursey his heirs execut^{rs}
 adm^{rs} or assignes or some of them the said writeing Obligatory can-
 celled or else some lawfull & Sufficient acquittance or other discharge
 of & concerning the same That then the abovementioned Obligation
 shall be void or else shall stand in full force Which being read &
 heard the said Peter saith nothing in barr or avoidance of the action
 aforesaid in forme aforesaid brought Whereupon it is considered by
 the Court here the sixth day of October One thousand six hundred
 Seventy seven That the said Henry Coursey recover against the
 Said Peter Sayer the summe of thirty foure thousand pounds of
 tobacco the debt aforesaid & also the sume of six hundred & sixteene
 pounds of tobacco costs of suite.

Lawrence Draper }
 ag^t } this action in Ejectment is agreed.
 Cornelius Howard }

Richard White }
 ag^t }
 W^m Dare }
 W^m Combes }
 ag^t }
 George Robins }
 W^m Colebourne } these foure actions are agreed.
 ag^t }
 ffrancis Gunby }
 Jn^o Deery }
 ag^t }
 Thomas Peighin }

William Hill } John Rawlings late of Dorchester County Boate- p. 398
 ag^t } wright otherwise called John Rawlings of Trans-
 John Rawlings } quakinn in the County of Dorchester in the Pro-
 vince of Maryland Boatwright was Sumōned to
 answer unto William Hill of a plea that he render unto him the true &
 just summe of Seventeene hundred & fifty pounds of good Sound
 merchantable tobacco in caske which to him he oweth & unjustly
 deteineth

And whereupon the said W^m Hill by Charles Boteler his Attorney
 saith that whereas the Said John Rawlings upon the twenty fourth
 day of july in the yeare of Our Lord One thousand six hundred
 seventy five by his certaine writeing Obligatory sealed with the seale

Liber N N of him the said John & here in Court produced whose date is the day & yeare aforesaid did acknowledge himselfe indebted unto William Hill of Petuxent River in the County of Calvert the true & just summe of Seventeene hundred & fifty pounds of good sound merchantable tobacco in caske to be paid unto the Said W^m Hill his heirs execut^{rs} or assignes at some convenient place in Petuxent River at or upon the tenth day of October next after the date of the said bill To which payment well & truly to be made the said John Rawlings did bind himselfe his heirs execut^{rs} or assignes firmly by those presents notwithstanding which the said John though often thereunto required the said summe of Seventeene hundred & fifty pounds of tobacco hath not paid according to the tenor of his Said bill but the same to pay refuseth & as yet doth refuse whereupon the said W^m Saith he is dampnified & hath losse to the value of three thousand pounds of tobacco & thereupon he bringeth his suite.

And the said John by Robert Ridgely his Attorney cometh & defendeth the force and injury when &c & prayeth liberty to imparle hereunto untill October Court the same day is given to both parties

At which October Court to wit the eighth day of October in the yeare One thousand six hundred Seventy Seaven came the Said W^m by his said Attorney & offered himselfe against the said John in the plea aforesaid but the said John came not but made default Whereupon it is granted by the Court here that the said William Hill recover against the said John Rawlings the summe of Seaventeene hundred & fifty pounds of tobacco the debt aforesaid together with five hundred Seventy nine pounds of tobacco costs of Suite & the said John in mercy.

Upon the Petition of William Ball That Thomas Humphrys gives three hundred acres of Land called East Humphrys to Mary his wife constituteing her his heire by Testament in writeing Anno One thousand six hundred and Sixty, Mary beares a Child posthuma to Humphrys & by deed in her Widowhood Anno One thousand Six hundred sixty One gives the three hundred acres of Land to Mary her daughter reversion to her selfe, if the daughter dye before age or without heire & marries & beares Hannah to Ball, Mary the sister to Hanna dyes Quere whether Hanna is heire to Mary her sister It is the judgment of the Court here the eighth of October One thousand six hundred Seventy Seaven that Hanna is heire to Mary her sister and thereupon Order Patent of Confirmation accordingly.

Stephen Murty adm ^r	} Comānd was given to the Sheriff of Talbott County That whereas John Balley the twelfth of December One thousand six hundred seventy foure recovered judgment against the said Richard Bayly for five thousand six hundred & thirty pounds of tobacco a certaine debt & One thousand
John Balley	
ag ^t	
Richard Bayly	

thirty nine pounds of tobacco costs of suite for which Satisfaction remained to be made as it is Said Therefore that the same Sheriff by good & lawfull men of his Bailiwick make knowne to the said Richard Bayly that he be & appeare here the ninth day of June One thousand six hundred Seventy Seaven to shew cause if any he hath why execution for the debt & costs aforesaid should not issue, At which said ninth day of June the Same Sheriff maketh returne of the writ aforesaid endorsed, Served upon the within mentioned person p Vincent Lowe Sheriff. Whereupon the said Richard by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c & prayed day untill the next Court, the same day is given to both parties

Now here at this day to wit the fifth day of October in the yeare p. 399 aforesaid Came the said partyes by their Said Attornyes & the Said Richard Bayly having Sufficently made it appeare that he hath satisfied of the debt & costs aforesaid the summe of nineteene hundred pounds of tobacco It is considered by the Court that the said Stephen recover against the Said Richard Bayly the summe of foure thousand Seven hundred Sixty nine pounds of tobacco the remainder of the judgment & costs aforesaid together with the summe of fifteene hundred fifty nine pounds of tobacco costs of suite and the said Richard in mercy &c

M^r Carville I will give judgment On the scire facias of M^r Stephen Murty adm^r of John Balley deducting thereout 800. 300. 800. in all 1900 pounds of tobacco doe you doe it for me & this shall be your warrant as wittnes my hand this sixt day of October 1677

Henry Darnall

Richard Bayley.

Thomas Nothey Esq ^r	}	the Sheriff of s ^t Maries County having last
ag ^t		
Thomas Lomax.	}	june Court returned a cepi in this cause & that
		the def ^t was in Custody, but not appeareing
		this October Court the Said Sheriff is amerced
		forty shillings & the cause continued untill December Court next

William Tregoe

ag^t

John Brookes adm^r of

W^m Worgan

Charles Howell

ag^t

John Jordaine

the Same

ag^t

Robert Hilton

the same

ag^t

Peter Denis

Liber N N	Edward Inglish	}	these eleaven causes are continued untill December Court next.
	ag ^t		
	George Oldfeild		
	the same		
	ag ^t		
	the Same		
	John Ogle		
	ag ^t		
	the same		
	Thomas Taylor		
	ag ^t		
	Thomas Pattison		
	Daniel Clarke		
	ag ^t		
	John Brookes adm ^r of		
	W ^m Worgan		
	the Same		
	ag ^t		
	the Same		
	Jacques Causeene		
	ag ^t		
	Raymond Stapelfort.		

p. 400 John Moll } John Brookes administrator of all & Singular
 ag^t } the goods & Chattells of William Worgan de-
 John Brookes adm^r } ceased was Sumōned to answer unto John Moll
 of W^m Worgan } in a plea that he render unto him the summe of
 tenn thousand foure hundred thirty two pounds
 of tobacco which from him he unjustly deteineth

And whereupon the said John Moll by Kenelm Cheseldyn his At-
 torney saith that whereas the said William Worgan in his life time to
 wit the fifth day of November One thousand six hundred Seventy
 foure by his certaine writeing Obligatory Sealed with the seale of the
 Said W^m & here in Court produced whose date is the day & yeare
 aforesaid did acknowledge himselfe to be holden & firmly bounden
 unto John Moll in the just & full quantity of tenn thousand foure
 hundred thirty two pounds of good sound merchantable tobacco in
 caske to be paid to the Said John Moll his heirs execut^{rs} adm^{rs} or
 assignes at some convenient landing place in the County of Dor-
 chester To the which payment well & truly to be made he did bind
 himselfe his heirs executors & adm^{rs} firmly by those presents Yet
 the said William Worgan in his life time nor the said John Brookes
 since the death of the said W^m the said summe of tenn thousand
 foure hundred thirty two pounds of tobacco to him the said John
 Moll though often thereunto required have not paid according to the
 tenor of the said writeing Obligatory but the same to him to pay

have denyed & the said John Brookes as yet doth deny to the damage of the said John Moll twelve thousand pounds of tobacco And thereupon he bringeth his suite. Liber N N

And the said John Brookes by Thomas Jones his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to im-parle hereunto untill the next Court the same day is given to both parties.

Now here at this day to wit the eighth day of October Anno One thousand six hundred seventy Seaven Came the said John Moll by his said Attorney & offered himselfe against the said John Brookes in the plea aforesaid but the said John Brookes came not but made default & it appeareing by the Said John Moll his owne shewing that there is paid of the said summe the summe of foure thousand three hundred forty foure pounds of tobacco It is considered by the Court here that the said John Moll recover against the estate of the said W^m Worgan the summe of six thousand eighty eight pounds of tobacco the remainder of the debt aforesaid as also the summe of five hundred forty foure pounds of tobacco costs of suite but so as execution cease untill assets.

John Moll	}	John Brookes administrator of the goods &
ag ^t		chattells of W ^m Worgan late of Dorchester
John Brookes adm ^r		County deceased was Sumoned to answer unto
W ^m Worgan		John Moll in a plea that he render unto him the
		summe of foure hundred & eightene pounds of

tobacco which from him he unjustly deteineth

And whereupon the said John Moll by Kenelm Cheseldyn his At-torney Saith that whereas the Said W^m Worgan in his life time the second day of june One thousand six hundred Seventy foure by his certaine writeing Obligatory Sealed with the seale of him the said W^m here in Court produced whose date is the day & yeare aforesaid did acknowledge himselfe holden & firmly bounden unto the said John Moll the just & neate quantity of ffoure hundred & eightene pounds of good Sound merchantable tobacco in caske for a valuable consideration by him received to be paid upon all demands to the Said John Moll his heirs execut^{rs} adm^{rs} or assignes or to his certaine Attorney at some convenient Landing place in Choptanck River in the County aforesaid To the which payment well & truly to be made he did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those p^rsents Yet the Said W^m Worgan in his life time nor the said John Brookes since the death of the said W^m the said summe of foure hundred and eightene pounds of tobacco to him the said John Moll according to the tenor of the said writeing Obligatory have not paid though often thereunto required but the same to pay have denyed & the said John Brookes as yet doth deny to the damage of the said John Moll Eight hundred pounds of tobacco And thereupon he bringeth his suite.

Liber N N
p. 401

And the Said John Brookes by Thomas Jones his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill the next Court & it is granted him the same day is given to the said John Moll.

Now here at this day to wit the Eighth day of October One thousand six hundred Seventy Seaven Came the said John Moll by his said Attorney but the said John Brookes came not but made default Whereupon it is granted by the Court here that the said John Moll recover against the estate of the said W^m Worgan aswell foure hundred & eightene pounds of tobacco the debt aforesaid as also five hundred forty foure pounds of tobacco costs of suite But so as execution cease untill assetts.

W ^m Demayer	}
ag ^t	
Garret Vansweringen	}
Jn ^o Edmondson	
ag ^t	}
Robert Clarke	
Robert Ridgely	}
ag ^t	
Thomas Peighin	}
George Tite	
ag ^t	}
Clement Hill	
Denis Sulivant	}
ag ^t	
Elizabeth Greene	}
W ^m Rosewell	
ag ^t	}
Gerard Slye	
the Same	}
ag ^t	
the Same	}
Robert Carvile	
ag ^t	}
Thomas Simpson	
Stephen Murty	}
ag ^t	
John Coates	}
Thomas Jones	
ag ^t	}
Alexander Draper	
Thomas Bowdell	}
ag ^t	
Charles Boteler	}

these eleaven causes are continued untill December Court next.

Marke Cordea	}	these two causes are agreed.
ag ^t		
W ^m Coleborne		
Richard Pery		
ag ^t	}	
John Baker		

Elizabeth Hopkinson adm ^{rx}	}	those two causes abate by intermarriage of the plaintiff
of Jonathan Hopkinson		
ag ^t		
John Edmondson		
ffrances Hide	}	
ag ^t		
Garret Vansweringen		

Stephen Murty	}	the Sheriff of Charles County having returned a p. 402 Cepi & Languidus in this cause & the defendant not appearing day is given to the said Sheriff to bring the defendant next Court or else to be amerced.
ag ^t		
Robert Needham		

ffrancis Hill	}	these two causes abate the defendant being dead
ag ^t		
Mathew Warde		
the same		
ag ^t	}	
the same		

Upon the Petition of George Parke gent One of the Attornyes of this Court That he being retained in Severall causes depending in this Court most of them ready for tryall But it hath pleased God to visitt him with Sicknesse and weakenesse that he is not at present able to give his attendance here as he ought & indeed would have done had he been in health & feareing that his Clients may Suffer damage by his being absent, prayes the consideration of his present Sicke & weake Condition & to lett such causes wherein he is concerned be continued untill the end of the Court that so if it please God to give him Strenght he may be here if otherwise to continue the same untill the next Court. Whereupon it is Ordered the second of October One thousand six hundred Seventy Seaven That all causes wherein the Petitioner is concerned be referred to the last day of this Court & then if he cometh not then to be referred untill the next Court

October the 4th 1677

It is the Opinion of the Court here that Thomas Gent if he will undertake to Keepe a fferry over the ffreshes of Petuxent River he may have a lycence to Keepe an Ordinary there.

Liber N N Eodem die.

Jacob Young ag ^t John Hyland	}	This cause being upon an appeale from Cecil County Court & the said Highland not appeareing it is Ordered that M ^r Ridgely have notice thereof this Court & if the said Highland appeare not then a procedendo to be awarded.
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Thomas ffrances ag ^t Soloman Sparrow Rich ^d John Eliz: his wife & Thomas Sparrow	}	In Chancery The Complainant haveing filed his bill of Complaint against the defend ^{ts} & they not appeareing to answer the Complaint the Complainant by Rob ^t Carvile his Procurator prayed his Lopps writ of attachment & it is granted him.
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Henry Hooper ag ^t Thomas Clegat & at	}	in Chancery. This cause dismissed with eight hundred pounds of tobacco costs allowed the defendants by the Court.
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Cadwallader Jones & Samuel Leadbeater ag ^t Thomas Carlisle & John Watson	}	in Chancery. October 6 th 1677. all papers relateing to this cause were delivered to the Chancellour by Order of this Court.
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Edward Man ag ^t Jarvis Barty	}	This cause being upon an attachment heretofore granted the said Edward against the estate of the said Jarvis for the value of two hundred sixty six pounds thirteene shilling & foure pence & the said attachem ^t returned Came the said Edward the sixth day of October 1677 with Peter Sayer his Suerty who acknowledged himselfe suerty as aforesaid in the summe of fifty two thousand pounds of tobacco in compliance with the act for attachments & the Order of this Court made the 25 th of April last past.
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p. 403 October the 8th 1677

Michael Miller being Subpened last Court to testifie the truth in cause depending betweene W^m Dare & John Wells Ordered to be allowed for his comeing goeing & attendance.

Thomas Sprigg ag ^t Thomas Truman	}	in Chancery—October 9 th 1677 Bill and answer & all other papers being read It is the judgm ^t of the Court here that the defendant Ought to make a generall warranty of the land in question
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Robert Peca ag ^t	} Ordered by the Court here that a writ of restitution be awarded to the plaintiff and that the defendant be served with a Subpena to answer the errors next December Court.	Liber N N
Henry Stockett		

October the ninth 1677 The Court adjourned untill the first tuesday in December next.

October 17th 1677

Came Robert Carville gent who undertooke for Lewis Blangy & Mary his wife in the summe of fiteene thousand two hundred pounds of tobacco that they the said Lewis & Mary should prosecute their replevin against Thomas Bright for his unjust deteineing nineteene head of Cattle of the said Lewis & Maryes as it is said & to make restitution to the said Bright if to him they should be adjudged.

Eodem Die

Came the said Robert Carville & undertooke for Thomas Spink in the summe of three thousand pounds of tobacco that the said Thomas Should prosecute his replevin against Constant Daniell for his unjust deteineing three Cowes & three calves of the said Thomas Spinks as it is said & to make restitution to the said Constant if to him they shall be adjudged.

Maryland ss.

Att a Provinciaall held at the City of S^t Maries the fourth day of December in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^o Doñi 1677 Present the Hon^{ble} Philip Calvert Esq^o Chancellour at which day the Court being called & his Lordships writ being read the Tenor whereof is as followeth

Charles Absolute Lord and Proprietary of the Provinces of Maryland & Avalon Lord Baron of Baltemore &c To Our trusty & well beloved Unckle & Councillour Philip Calvert Esq^o Chancellour & One of the justices of the Provinciaall Court Greeting Being very uncertaine by reason of the hardnesse of the weather whether or noe there may meete at the City of s^t Maries justices enough to hold the next Provinciaall Court to be holden at the City of s^t Maries on tuesday next being the fourth day of this instant December These are therefore upon such like accident to authorize & impower you the said Philip Calvert to adjourne the said Court untill wedensday following & then if there shall be Occasion for want of justices Sufficient to hold a Court as aforesaid to adjournm^t till thursday then next following & then if the like Occasion shall Offer for want of justices Sufficient as aforesaid & if you thinke convenient to adjourne till fryday the then next day ensueing, when if there shall not then be justices Sufficient to hold the Court you may adjourne till some time in ffebruary as to you shall seeme fitt leaveing all causes actions

Liber N N & Suits whatsoever there depending to stand & remaine in Statu quo & to be of the same force power & validity as if no adjournment had been & for so doing this shall be your sufficient warrant Given under Our lesser seale at Armes the first day of December in the third year of Our Dominion Over this Province Annoq̃ Dom̃ 1677 Wittnes Our trusty & welbeloved Thomas Notley Esq̃ Our Leiv^t Generall Cheife Governour & Cheife justice of this Our Province of Maryland. which being read & heard the said Court was by the Chancellour adjourned untill the morrow three of the Clocke in the afternoone, At which said Morrow to wit the fifth day of the same December the Chancellour did againe adjourne untill the then mor-
 p. 404 row ten of the Clock at which morrow to wit the sixth day of December the said Court was by his Lopps writ of adjournment adjourned untill the twelfth day of february then next following.

December 19th 1677

Came William Hatton gent who undertooke for Maligo Peale in the sume of two thousand pounds of tobacco that the said Maligo Should prosecute his replevin against Richard Ridgell for his unjust deteineing One boate of the said Maligo's as it is said & to make restitution to the said Richard if to him it shall be adjudged.

Maryland ss.

Att a Provinciall Court held att S^t Maryes the twelfth day of february in the third year of the Dominion of the right Hon^{ble} Charles absolute Lord & Prop^{ry} of the Provinces of Maryland & Avalon Lord Baron of Baltemore & Annoq̃ Doni One thousand six hundred seventy seven

Present

The Hon^{ble} { Philip Calvert Esq^r Chancelour
 W^m Calvert Esq^r
 Benjamin Rozer Esq^r } Justices

His Lordshipp the Lord Prop^{ry} of this Province sendeth his writt of Adjournment to his said Justices, the tenour whereof followeth in these words viz^t Charles absolute Lord & Prop^{ry} of the Provinces of Maryland & Avalon Lord Baron of Baltemore &c To our Justices of our Provincial Court assigned greeting, for certaine causes us moving we have ordained, that all pleas Writts bills proces & precepts & other things whatsoever which before us this twelfth day of february instant remaine as well in Law as Equity undetermined in our said Provinc^l Court or att any other dayes hereafter next following ought to be pleaded returned untill the thirteenth day of this instant month of february ten of the clock att our said Provinciall Court att S^t Maryes are adjourned to be heard & tryed Wee therefore comand you that all pleas writts bill precepts & other proces whatsoever either in Law or Equity before us att S^t Maryes

the said morrow att the houre aforesaid to be pleaded or returned depending undetermined or in the mean tyme shall have dayes untill the said morrow without delay you adjourne or cause to be adjourned And the parties in the same pleas writts bills proces & precepts & other things whatsoever either in Law or Equity thereupon you prefix the said morrow att the houre aforesaid Moreover comanding all Sheriffes Officers & Ministers whatsoever of our said Province of Maryland that every one of them in their custody detaine all & Singuler the writts bills proces & precepts whatsoever either in Law or equity before us att S^t Maryes on the said twelfth day of ffebruary or any other dayes aforesaid ought to be returned And them att the said morrow att the houre aforesaid att S^t Maryes aforesaid you cause to be returned So that on the same morrow att the same houre upon the same writts bill proces & precepts & other things whatsoever to you returned you proceed & make the proces thereupon as if those writts bills proces & precepts & other the p^rmisses on the said twelfth day of ffebruary or any other day aforesaid without any Adjournm^t were Wittnes ourselfe att our City of S^t Maryes the twelfth day of ffebruary in the third yeare of our dominion &c Annoq^{ue} Doni 1677

His Lord^{sh}pp sendeth also his other Writt to the respective Sheriffes of this Province, the tenour whereof followeth in these words. p. 405

Charles &c to the Sheriffes of S^t Maryes Kent Ann Arundell Calvert Charles Baltemore Talbott Som^rsett Dorchester & Cecil Countyes greeting we comand you that all & singuler our writts & precepts to you delivered & before us this twelfth day of ffebruary by you to be returned you detaine in your hands untill the morrow morning ten of the clock, And that you have them before us att our Provinciaill Court with the returnes & Execucōns of the same, that we may further proceed to the prosecution of the parties in the same writts as of right we shall think fitt to be done in this behalfe And hereof ye are to make Proclamacōn that all persons concerned may keep their day att the said morrow att the same houre afforesaid att S^t Maryes wittnes our selfe att our City of S^t Maryes the twelfth day of ffebruary in the third yeare of our dominion &c Annoq^{ue} Doni 1677 which said writts being read & heard that Court is adjourned untill the morrow morning ten of the clock.

Att a Provinciaill Court held att S^t Maryes the thirteenth day of ffebruary in the yeare aforesaid & there continued untill the twenty fifth day of the same month Att which said thirteenth day were p^rsent

The Hon ^{ble}	{	Phillp Calvert Esq ^r Chancelour William Calvert Esq ^r Principall Secy Thomas Taillor Esq ^r Benjamin Rozer Esq ^r	}	Justices
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Then was Nicholas Painter sworne Clerke of the Provinciaill Court & keeper of the lesser scale ut in li^b Concil JJ fol. 13.

Liber N N Then was William Williams gentl sworne Attorney of this Court

ffbruary 23th 1678

Then were John Blomfeild & W^m Crosse gentl admitted & Sworne Attorneys of this Court.

Eodem die

Ordered by the Court, that the Attorneys of this Court for all such writts as they shall sue out for the future, file their declaracon upon such writt by the last day of the same Court that the writt is retornable, or else the Clerke of the Court is hereby ordered not to receive the same without speciall & particular lycence from this Court And itt is further ordered, that any Attorney appearing for any defend^t in this Court shall before the first day of the next Court after such his appearance file his plea with the Clerke of this Court And in case of his default thereof, the Clerke of this Court is hereby ordered not to receive the same without particular order from the Court. And further this Court thinke fitt to resolve, that for default of fileing declaracon according to the above rule the plaintiffe shall suffer a Nonsuite, without he can giue some such sufficient reason for his not doing the same as this Court shall approve And further, that for default of fileing a plea according to the above rule Judgem^t shall passe against the defend^t without he can give some such sufficient reason for his not doing the same as this Court shall approve And of this all the Officers & Ministers of this Court are to take notice

p. 406	John Addison & Rebecca his wife Ex ^x Tho: Dent ag ^t John Ireland Adm ^r Margaret Penroy	}	John Ireland Admist ^r of all & singuler the Goods Chattels rights and creditts which were of Margaret Penry deceased was Attached to Answer unto John Addison & Rebecca his wife Exec ^x of the last will & testament of Thomas Dent deceased of a plea of trespas upon the case
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And whereupon the said John & Rebecca by Robert Ridgely their Attorney complaine, That whereas the said Margaret in the life tyme of the said Margaret to witt between the two & twentieth day of June One thousand six hundred seventy foure, & the thirteenth day of August One thousand six hundred seventy foure bought had & received of the said Thomas Dent divers Goods & m^rchandizes amounting in the whole to the sume of foure thousand three hundred & Eight pounds tobacco, a particular whereof is by the said John & Rebecca here in Court produced In consideracon whereof the said Margaret did assume upon her selfe & to the said Thomas in his life tyme did faithfully promise that she the said Margaret him the said Thomas the said sume of foure thousand three hundred

& eight pounds tobacco when thereunto required would well & truly content & pay Yet the aforesaid Margaret in her life tyme nor the said John since her death to whom Adm^{con} of all & singuler the Goods Chattels & Creditts of the said Margaret since her death hath been comitted the said sume of foure thousand three hundred & eight pounds of tobacco to him the said Thomas in his life tyme nor to the said Rebecca since his death to whom the Execucōn of the testament of the said Thomas since the death of the said Thomas hath bin comitted, nor to the said John & Rebeccah since the Nuptialls between them celebrated hath not paid though often thereunto required but the same to pay have denyed & as yet doe deny to the damage of the said John & Rebeccah five thousand pounds of tobacco, & in retardacon of the Execucon of the said Thomas, & thereupon they bring their suite. Liber N N

And the said John Ireland by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and saith nothing in barr of the action aforesaid of them the said John Addison & Rebeccah his wife whereupon itt is granted by the Court here, the 20th of ffebruary 1677 that the said John Addison & Rebeccah his wife Ex^x of the said Thomas Dent recover against the Estate of the said Margaret Penroy aswell the sume of foure thousand three hundred & eight pounds of tobacco damages occasioned by the p^rmisses As also the sume of ffive hundred fifty two pounds of tobacco costs of Suite

Oliver Davis	} Daniel Hamand late of S ^t Maryes County planter
ag ^t	
Daniel Hamand	} was Attached to Answer unto Oliver Davis of a
	} plea of trespasse upon the case

And whereupon the said Oliver Davis by Robert Ridgely his Attorney complaineth, That whereas the said Daniel Hamand between the first day of ffeb^r One thousand six hundred seventy five, & the last day of Octob^r One thousand six hundred seventy six bought had & received of the said Oliver divers Goods & Merchandizes amounting to the sume of fourteene hundred & eleven p^ds of tobacco And also received to & for the use of the Said Oliver severall sumes of tobacco amounting to the sume of Eight hundred p^ds of tobacco, a particuler aswell of the said Goods & M^cchandizes as also of the said tobaccos received the said Oliver here in Court produceth amounting to in the whole the sume of two thousand two hundred & eleven pounds of tobacco In consideracon whereof the said Daniel did assume upon him selfe & to the said Oliver did faithfully promise, that he the said Daniel to him the said Oliver the said sume of two thousand two hundred & Eleven pounds tobacco to him the said Oliver when thereunto required would well & truly pay Yet the aforesaid Daniel Hamand his promise & assumpcon so as aforesaid made not regarding but deviseing & fraudulently intending him

p. 407

Liber N N the said Oliver of the said two thousand two hundred & eleven pounds tobacco to deceive & defraud, the said two thousand two hundred & Eleven pounds of tobacco to him the said Oliver according to his promise hath not paid, but the same to pay hath denied & refused & to pay the same as yet doth deny & refuse to the damage of the said Oliver three thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Daniel by Robert Carville his Attorney cometh & defendeth the force & injury when &c & saith he did not assume upon himselfe nor to the said Oliver make such promise as the said Oliver hath above declared, & of this he putts himselfe upon the Countrey And the said Oliver likewise

Now here att this day to witt the twentieth day of february in the third year of the dominion of Charles & Annoq Doni One thousand six hundred seventy seven came the said Oliver Davis & offered himselfe ag^t the said Daniel Hamand, but the said Daniel came not but made default Whereupon itt is granted by the Court here that the said Oliver Davis recover against the said Daniel Hamond as well the sume of two thousand two hundred & eleven pounds of tobacco damages occasioned by the trespass aforesaid As also the sume of Six hundred pounds of tobacco costs of suite

ffeb: 16th 1677

Memorandum, that a letter being delivered to the Hon^{ble} Councill directed to the Governo^r & in his absence to the Councill from the high Sheriffe of Som^rsett County Upon perusal thereof they thought itt convenient to send the said letter imediatly away with all speed to the Governo^r And ordered that the Inhabitants of Som^rsett County offer no Affront nor abuse to the Indians, but stand only upon their owne defence till further order from the Governo^r & Councill And that Co^t W^m Coleborne make what speed he can back to Som^rsett County to defend the Inhabitants there from the outrages of the Indians

Tho: Carville Adm ^r	}	Auditors being appointed to state the accompts between the plaintiffe & def ^t Comission issued And no Report thereof being made to this Court, upon motion made by Kenelm Cheseldyn Attorney for the plaintiffe, Itt is ordered that a new Comission issue returnable the next Court—And that this cause be continued
Robert Hunt		
ag ^t		
Joshua Guibert		

p. 408	John Staynes	}	}
	ag ^t		
	John Allen		

John Watson	}
ag ^t	
John Graham	}
John Wynne	
ag ^t	}
Tho: Spinke	
Tho: Jones	}
ag ^t	
Jn ^o Jourdain	}
John Jordaine	
ag ^t	}
Tho: Jones	
Robert Carvile	}
ag ^t	
Stephen Murty	}
the same	
ag ^t	}
W ^m Russell	
the same	}
ag ^t	
the same Adm ^r	}
Tho: Chandler	
Anthony Neale	}
ag ^t	
James Taylor	}
James Rigbey	
ag ^t	}
W ^m Berry	
Peter Sayer	}
ag ^t	
James Thomison	}
Gerard Slye	
ag ^t	}
W ^m Rosewell	
Richard Perry &	}
Tho: Gant	
ag ^t	}
Robert Nedham	
Tho: ffrances	}
ag ^t	
John Darby	}
W ^m Tregoe	
ag ^t	}
Tho: Clegget	
Charles Howell	}
ag ^t	
John Jordaine	

These sixteen actions are agreed.

Liber N N
p. 409

John Edmondson }
 ag^t }
 Robert Clarke }
 Robert Ridgely }
 ag^t }
 Tho: Peighin }
 W^m Rosewell }
 ag^t }
 Gerard Slye }
 the same }
 ag^t }
 the same }
 Robert Carvile }
 ag^t }
 Tho: Simpson }
 Stephen Murty }
 ag^t }
 John Coates }
 the same }
 ag^t }
 Robert Nedham }
 Tho: Bowdle }
 ag^t }
 Charles Botler }
 Robert Ridgely }
 ag^t }
 Henry Turner }
 the same }
 ag^t }
 Tho: Hemington }
 Robert Goodrick Ex^r }
 George Goodrick }
 ag^t }
 ffr: Goodrick }
 Robert Carvile }
 ag^t }
 Gilbert Turbervile }
 Kenelm Cheseldyne }
 ag^t }
 Pope Alvey }
 Andrew Cooke }
 ag^t }
 Edward Cooke }
 Bruen Radford }
 ag^t }
 Tho: Wynn }

} These Seventeen actions are agreed

Liber N N

James Tomison }
 ag^t }
 Peter Sayer }
 Nehemiah Blakiston }
 ag^t }
 Richard Heart }

John Grubb }
 ag^t }
 Gerard Slye }
 Charles Boteler }
 ag^t }
 Joseph Tilley }
 Josias Seaward & }
 Walter Lance }
 ag^t }
 Miles Grey }

Henry Phippes }
 ag^t }

Pope Alvey }
 Joseph Hext }

ag^t }
 Pope Alvey }
 Tho: Ball }

ag^t }
 Tho: Smith }

the same }
 ag^t }

the same }
 James Mills Ex^r }

Samuel Boston }
 ag^t }

Tho: Hedge }
 Cuthbert Philips }

ag^t }
 Jn^o Richardson }

Tho: How }
 ag^t }

Jn^o Edmondson }
 the same }
 ag^t }

the same }
 W^m Muffett }

ag^t }
 John Grammer }

p. 410

} These Sixteen actions are agreed

Liber N N Jn^o Rousby }
 ag^t }
 W^m Philipes }
 Robert Carvile }
 ag^t }
 Tho: Gerard }
 Mary Roe Ex^x Ed: }
 Roe }
 ag^t }
 Tho: Walker }
 Robert Carvile }
 ag^t }
 Randall Brandt }

p. 411 Robert Carvile }
 ag^t }
 Vincent Lowe }
 Jn^o Peirce }
 ag^t }
 Jn^o Addison & ux }
 Ex^r Tho: Dent }
 Mary Gittings Ad^x }
 Jn^o Gittings }
 ag^t }
 Abr^a Rhodes }
 Matthew Paine }
 ag^t }
 Jn^o Allen & Jn^o }
 Saunders }
 Oliver Davis }
 ag^t }
 Jn^o Wynn }
 Robert Cole }
 ag^t }
 W^m Medley }
 Robert Graham }
 ag^t }
 James Green }
 John Manley }
 ag^t }
 Stephen Murty }
 Ralph Harwood }
 ag^t }
 the same }
 Marmaduke Semme }
 ag^t }
 Sam^l Long & Tho: Tull }

} These thirteen actions are agreed.

Rob ^t Carvile	}
ag ^t	
Tho: Clipsham & ux	
Ex ^x Jn ^o Cage	
the same	
ag ^t	
the same	
Jn ^o Allen & Jn ^o	
Saunders	
ag ^t	
Tho: Helgar	}

Evan Carew	}	This action discontinued
ag ^t		
Cornelius Howard Ex ^t		
W ^m Carpenter		

Richard Perry	}	Thomas Truman late of Calvert County was Sum- oned to Answer unto Richard Perry of a plea that he render unto him his reasonable accompt for the tyme he was the Receiver of the Goods M ^r chan- dizes & tobaccoes of him the said Richard & which to him to render he ought	p. 412
ag ^t			
Thomas Truman			

And whereupon the said Richard by Robert Carvile his Attorney saith That whereas the said Thomas being the Attorney of the said Richard Perry & the Receiver of his Goods M^rchandizes & tobaccoes of him the said Richard did upon the fourth day of May or August Anno Doni One thousand six hundred Seventy two receive of the Goods & M^rchandizes of the said Richard by the hands of the said Richard divers & Sundry Goods & M^rchandizes amounting in the whole to the sume of thirty six pounds Eighteene shillings foure pence halfe penny ster^t a particuler whereof is hereunto annexed And being his Attorney & Receiver as aforesaid he the said Thomas did by the hands of Henry Jubber Master of the Shipp John of Minehead about July One thousand six hundred seventy three receive severall Goods & M^rchandizes by him the said Richard Shipped on board the said Shipp & Consigned to him the said Thomas as by a copy of the Invoyce thereof also hereunto annexed amounting to the sūme of Eighty Eight pounds Seven shillings & a penny ster^t, both which said Sumes amount in the whole to the sume of One hundred twenty five pounds five shillings five pence halfe penny And being likewise his Attorney & Receiver aforesaid he the said Thomas did att the tymes aforesaid & att severall other dayes & tymes since till the twenty fifth day of ffebruary One thousand six hundred seventy five receive by the hands of severall other persons severall Goods &

Liber N N Servants as also severall sumes of tobacco of the proper Goods & tobacco of the said Richard amounting in the whole to the sume of thirty nine thousand foure hundred fifty & five pounds tobacco as by a particuler thereof likewise hereunto annexed may appeare, to make an accompt thereof to him the said Richard when he should be thereunto required Yett notwithstanding the said Thomas although he hath been often thereunto required a reasonable accompt of the tyme Goods & tobacco aforesaid to the said Richard hath not as yett given, but the same to give & render hath hitherto & still doth deny to the damage of the said Richard two hundred thousand pounds of tobacco, & thereupon he bringeth his suite

And the said Thomas Truman by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speakeing hereunto untill next Provinciaall Court, the same day is given to both parties.

Afterwards to witt the fifth day of Octob^r in the third yeare of his Lordps Dominion &c Itt is the Judgem^t of the Court here that the defendant accompt And that M^r John Darnall & M^r Thomas Tasker be armed with a Comission to examine Wittnesses upon Oath, & to state & audite the accompts between the said parties, & report thereof to make here next Provinciaall Court

p. 413 Att which said next Provinciaall Court to witt the twelfth day of ffebruary in the yeare aforesaid, the said John Darnall & Thomas Tasker doe make report as followeth Viz^t To the Hon^{ble} Thomas Notley Esq^r chiefe Justice Of the Provinciaall Court & the rest of the Hon^{bl} Councill. By vertue of a Comission issued out of the said Court & to us directed bearing date the sixth day of Decemb^r last past, whereby we were impowered & authorized to be Auditors to examine & state accompts between Cap^t Richard Pery plaintiffe & Thomas Truman Esq^r defend^t which the said Tho: Truman to the said Richard ought to render And that we should meet att such tyme & place as we should think fitt And that the said parties should there attend us untill the accompts was fully stated And we were also fully impowered to Administer Oaths to wittnesses that should be produced before us, as well on the part of the plaintiffe as of the Defend^t And the accompts when audited & stated between the said parties That we should make report thereof to yo^r Hono^{rs} by the twelfth day of ffebruary then next following. In obedience thereunto we doe humbly report & Certifie to yo^r Hono^r that we the said Auditors did appoint to meet att the house of M^r Richard Keen in Petuxent River And the twenty fourth of this instant January to audite & state the accompts aforesaid And that we did meet att the tyme & place aforesaid in order thereunto And in the presence of M^r Christopher Rousby & M^r Robert Carville Attorneys for the plaintiffe who then attended, & no Attorney appearing for the Defend^t although by the Oaths of M^r Christopher Rousby & M^r Thomas Gant hereunto annexed, & the

letter of M^r Kenelm Cheseldyn that itt to us appeares that duely notice was given to the said Defend^{ts} Attorneys Notwithstanding we finde by severall papers and accompts produced to us Voluntarily by the plaintiffes Attorney, & upon the Affirmacon of M^r Thomas Tasker one of the Audito^{rs} attested that the Invoyce of Goods left in the hands of the said Truman by the said Perry amounting in the whole unto the sume of thirty six pounds Eighteene shillings foure pence halfe penny sterl As also the Goods shipped on board the John of Minehead Henry Jubbar Comand^r amounting in the whole unto Eighty eight pounds seven shillings & a penny sterl were delivered to M^r John Gould then Attorney of Cap^t Perry in Specie, except what the said Truman accompted for with the said Gold & made himselfe Debitor for to the said Perry as by the accompts unto us produced appeareth And likewise excepting fifty foure bushell of mault att p bushell, which we finde no accompt of in the severall sumes of tobacco in the accompts to us produced And upon ballance of all the said accompts we finde the said Truman indebted to the said Pery Sixteen thousand two hundred seventy one pounds of tobacco which was the ballance of accompts concluded by the said John Gould & the said Thomas Truman as by the Attestacon of the said Tasker appeareth, which with fifty foure bushells of mault att forty p^{ds} tobacco p bushell amounts unto the sume of two thousand one hundred & sixty pounds tobacco And the said Thomas Tasker doth averr, that upon makeing upp the accompts between the said John Gould & the said Thomas Truman, the said Thomas Truman did demand for his extraordinary charges & trouble for the managem^t of the said Perrys concernes being in full of all demands foure thousand pounds tobacco which the Attorneys for the plaintiffe doe not object against & we thinke fitt to Allow of As also the charge & expence of this auditt amounting unto seven hundred & fifty pounds of tobacco which was expended by us, which we likewise charge the said Truman Debitor for unto the said Perry, As also we thinke fitt & reasonable to allow unto M^r Thomas Gant one hundred & fifty pounds of tobacco for his attendance being sumoned as a wittnes to appeare before us, so that upon ballance of all Accompts we finde the said Thomas Truman to be indebted unto the said Richard Perry the full & just sume of fifteen thousand three hundred thirty one pounds tobacco All which we leave to the grave Judgements of your Hono^{rs} In testimony whereof we have hereunto sett our hands & Seales this twenty fifth day of January One thousand six hundred seventy seven.

John Darnall (sealed)

Tho: Tasker (sealed)

Which being read & heard, Itt is considered by the Court here this day to witt the two & twentieth day of ffebruary Anno Doni One thousand six hundred seventy seven that the said Richard Perry

Liber N N

p. 414

Liber N N recover against the said Thomas Truman the sume of twelve thousand Eight hundred thirty one pounds of tob^o As also Eight hundred seventy two pounds tobacco costs of suite And the said Thomas in mercy

Thomas Hagelton	} this action continued untill next April Court
ag ^t	
Thomas Truman	

Jane Grey Adm ^r	} Thomas Pinke Admist ^r of all & singuler the Goods Chattels & Creditts of Jane Paine deceased was Attached to Answer unto Jane Grey Adm ^r of all & singuler the Goods Chattels & Creditts of Alexander Windsor deceased of a plea of trespas upon the case.
of Alex: Windsor	
ag ^t	
Tho: Pinke Adm ^r	
Jane Paine	

And whereupon the said Jane Grey by Robert Ridgely her Attorney complaineth, that whereas the said Jane Paine the fifth day of June One thousand six hundred seventy five departing this life leaveing behinde her a considerable Estate & seven young Children, & no person desireing Adm^{con} of the same att that tyme, the Hon^{ble} Philip Calvert Esq^r Comissary Gen^l & Judge for probate of Will & granting of Adm^{ions} within the said Province did imploy the said Alexander in the life tyme of the said Alexander to looke after the Children of the said Jane, & them as a Schoole Master to teach, & as farre as in him lay to looke after the said Estate, & to see that itt was not imbezelled, assuring the said Alexander that for his paines care & troubles therein he should be satisfied & paid out of the said Estate what he should reasonably deserve And the said Jane Grey in fact saith, that the said Alexander from the said fifth day of June in the yeare aforesaid untill the sixth day of March then next following, he the said Alexander did looke after the Children of the said Jane Paine, & them as a schoolmaster did teach And also did looke after the said Estate to see that itt was not imbezeld & wasted, for which the said Alexander did reasonably deserve foure thousand five hundred pounds of tobacco & caske Yet the aforesaid

p. 415 Thomas to Whom Administracon of all & singuler the Goods Chattels & Creditts of the said Jane Paine since her death hath bin comitted the said sume of foure thousand five hundred pounds of tobacco to him the said Alexander in his life tyme nor to the said Jane Grey since his death to whom Adm^{con} of all & singuler the Goods Chattels right & creditts of the said Alexander Windsor since his death hath bin comitted hath not paid though often thereunto required, but the same to pay hath denyed & as yet doth deny in retardation of the Ad^{con} of the said Alexander, & to the damage of the said Jane five thousand pounds of tobacco & thereupon she produceth her suite. And the said Jane Grey bringeth into the Court here the

Letters of Ad^{con} to her granted of the Estate of the said Alexander, Liber N N that itt may appeare to the Court here, that of the said Alexanders Estate she is Admist^x

And the said Thomas by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and saith he is in no wise guilty of the p^rmisses above by the said Jane imposed upon him, & of this he putts himselfe upon the Country, & the said Jane likewise Therefore comand is given to the Sheriffe of s^t Maryes County that he cause to come here twelve &c^a

Now here att this day to witt the twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni One thousand six hundred seventy seven came aswell the parties aforesaid by their Attorneys And the Jurors of that Jury likewise came to witt Thomas Cosden Tho: Doxey, Henry Phippes, Richard Royston, John Askin, Raphael Haiwood, Tho: Pattison, Richard ffenwick, Philip Lynes, Tho: Keyting, W^m Thomas & Joseph Edloe who being impannelled Sumoned & Sworne to say the truth in the p^rmisses upon their Oaths doe say Wee finde for the plaintiffe two thousand five hundred pounds of tobacco with costs of suite Whereupon itt is granted by the Court here, that the said Jane Grey recover against the Estate of the said Jane Paine aswell the sume of two thousand five hundred pounds of tobacco damages occasioned by the trespas aforesaid as also the sume of Nine hundred ninety six pounds of tobacco costs of suite

Mary Clements Ex ^x	} The plaintiffe by Robert Carvile her Attorney demanding from the defend ^{ts} a plea to the decla-
of John Clements	
ag ^t	
W ^m Orchard & George Lewen	

for default thereof The defend^{ts} by Robert Ridgely their Attorney craved tyme till December Court next, by reason itt was the concernes of Merchants in England, that W^m Combes ffactor of the Defend^{ts} might have tyme to write to his Employers the Defend^{ts} about the said suite And that they the defend^{ts} were willing to giue good security to abide the Judgem^t of this Court att the tryall of the cause Whereupon itt is ordered by the Court here this day to witt the twentieth day of ffebruary Anno Doni 1677, that the said Defend^{ts} doe give good & sufficient security within fourteen dayes after the end of this Court before Colonell Henry Coursey such as the said Henry Coursey shall approve of, of the penalty of five hundred pounds sterl (of which suerties he the said W^m Combes is accepted of by the Court to be one) that the said Defend^{ts} shall stand to & abide the Judgem^t of this Court att the hearing of the said causes, & pay the Condemnacon of this Court & damages if the said defend^{ts} shall be cast In the said suite And that upon such security so given as aforesaid this Court further Ordered, that the said cause stand

Liber N N continued upon the Docquet till December Court next And in default of such security Judgem^t is awarded ag^t the said Defend^{ts}

Security given according to the abovesaid order whereupon this action is continued till December Court next.

Thomas Marsh	}	}	these three actions are continued untill April Court.
ag ^t			
Stephen Burle Ex ^r			
Robert Burle			
Stephen Murty Ad ^r			
Jn ^o Balley	}	}	
ag ^t			
Philip Lynes	}	}	
Mathias DeRing			
ag ^t			
Henry Johnson & ux ^r	}	}	
Adm ^x Nath ^l Vtie			

John Quigley	}	This action is discontinued
ag ^t		
John Creycroft		

Garret VanSweringen	}	George Thompson one of the Attorneys of the Provinciall Court according to the liberties & priviledges &c allowed was Sumoned to Answer unto Garret VanSweringen of a plea of trespas upon the case
ag ^t		
George Thompson		

Whereupon the said Garret by Kenelm Cheseldyn his Attorney complaineth That whereas he the said Garret att the speciall instance & request of him the said George, on the thirteenth day of May One thousand six hundred seventy three, & on divers dayes & tymes, since, did accomodate & vend unto the said George divers & sundry liquors & ordinary accomodacons amounting to five thousand seven hundred twenty & seven pounds of tobacco, as by an accompt thereof hereunto annexed doth more att large appeare In consideracōn whereof the said George did assume upon himselfe & faithfully did promise, that he the said George would well & truely pay unto the said Garret when thereunto required the said sume of five thousand seven hundred twenty seven pounds of tobacco And although the said Garret hath often required the said George to pay the said five thousand seven hundred twenty seven pounds of tobacco unto him the said Garret, yet the said George hath refused & still refuses to pay the same, therefore the said Garret saith he is damnified Eight thousand pounds of tobacco & brings suite.

And the said George Thompson by Robert Carvile his Attorney cometh & defendeth the force & injury when &c And prayeth liberty

to imparle hereunto untill next Court, & itt is granted unto him, Liber N N
the same day is given to the said Garret

Now here att this day to witt the two & twentieth day of ffebruary
in the third year of the dominion of Charles Lord Baltemore &c
Annoq Doni 1677. came the said Garret VanSweringen by his
Attorney aforesaid & offered Himselfe against the said George p. 417
Thompson in the plea aforesaid, but the said George came not but
made default Therefore itt is considered by the Court here that the
said Garret VanSweringen recover against the said George Thomp-
son as well the sume of five thousand seven hundred twenty seven
pounds of tobacco damages occasioned by the trespas aforesaid As
also the sume of five hundred & eight p^{ts} of tobacco costs of suite

Andrew Tenehill	}	Thomas Bankes late of Calvert County otherwise
ag ^t		called Thomas Bankes of the County of Calvert
Thomas Bankes		in the Province of Maryland Innholder was Sum- oned to Answer unto Andrew Tenehill M ^c chant

of a plea that he render unto him the full & neat quantity of Eighteen
thousand two hundred sixty & six pounds of good sound M^cchantable
tobacco & caske which to him he oweth & unjustly doth detaine

And whereupon the said Andrew by Charles Boteler his Attorney
saith, That whereas the said Thomas Bankes upon the two & twen-
tieth day of May in the yeare of our Lord One thousand six hun-
dred seventy & foure by his certaine bond or writing Obligatory
which he the said Andrew Tenehill with the Seale of the said
Thomas Bankes signed here in Court produceth whose date is the
day & yeare aforesaid, was holden & firmly bounden unto Andrew
Tenehill Merchant or to his lawfull Attorney in the full & neat
quantity of Eighteen thousand two hundred sixty & six pounds of
good sound M^cchantable tobacco & caske To the which payment
well & truely to be made the said Thomas Bankes did binde himselfe
his heyres Ex^{rs} & Ad^{rs} firmly by those p^sents Notwithstanding
which the said Thomas Bankes though often thereunto required
the said sume of Eighteen thousand two hundred sixty & six pounds
of tobacco hath not paid unto the said Andrew Tenehill, but the
same hitherto hath denyed to render & as yet doth deny whereupon
the said Andrew saith he is damnified & hath losse to the Value
of twenty five thousand pounds of tobacco, & thereupon he brings
his suite

And the said Thomas by George Parker his Attorney comes &
defends the force & injury when &c and pray heareing of the said
writeing, & itt is read unto him, he also prayeth heareing of the
Condicōn of the said writing & itt is read unto him in these words
following The Condicōn of this Obligacon is such, That if the above
bounden Tho: Bankes his heyres Ex^{rs} & Adm^{rs} shall well & truely
pay or cause to be paid unto the said Andrew Tenehill his heyres

Liber N N Ex^{rs} or Adm^{rs} or lawfull Attorney the just quantity of Nine thousand one hundred thirty & three pounds of the like good tobacco & caske conveniently in Petuxent river upon all demands after the tenth day of Novemb^r next ensuing this date abovesaid, that then this Obligacon to be void & of none effect, or else to stand in full power force & vertue. Which being read & heard the said Tho: Bankes by his Attorney aforesaid cometh & defendeth the force & injury when &c & prayeth liberty of speakeing hereunto untill the next Court & itt is granted him, the same day is given to the said Andrew Tenehill

Now here att this day to witt the twentieth day of ffebruary in the third year of the dominion of Charles Lord Baltemore &c Annoq
p. 478 Doni One thousand six hundred seventy seven came the said Andrew Tenehill by his Attorney aforesaid And offered himselfe against the said Thomas Bankes in the plea aforesaid, but the said Thomas came not but made default, Therefore itt is granted by the Court here, that the said Andrew Tenehill recover against the said Thomas Bankes as well the Summe of Eighteen thousand two hundred sixty & six pounds of tobacco debt as also the summe of Eight hundred seventy six pounds of tobacco costs of suite

John England	} ffrancis Wyne late of Charles County Ad-
ag ^t	
ffrancis Wyne Adm ^r	
W ^m Marshall	Marshall deceased was attached to Answer unto John England in a plea of trespass upon the case

And whereupon the said John by Kenelm Cheseldyne his Attorney complaineth, that whereas the said W^m Marshall in his life tyme to witt the tenth day of December in the yeare One thousand six hundred seventy two stood indebted unto the said John England for transporting of W^m Marshall sonn of the said W^m deceased into England & maintaining him there in England att schoole with meate drinke & cloathes for the terme & space of two yeares, & transporting him againe into Maryland, the said W^m Marshall deceased did assume upon himselfe & in consideracon thereof to the said John did faithfully promise that he the said W^m for the same when thereunto required would pay unto the said John for the same what he should deserve And the said John in fact saith, that he the said John did maintaine the said W^m Marshall his sonn in England for the terme & space aforesaid in manner aforesaid And did transport the said William Marshall into England aforesaid & back againe into the Province aforesaid, for which he did well deserve the summe of six thousand p^{ds} of tobacco Notwithstanding which the said W^m Marshall in his life tyme nor the said ffrancis since his death Adm^r of all the Goods & Chattels of the said W^m after his death to him comitted hath not paid the said six thousand pounds of tobacco to him the

said John though often required, but the same to him to pay hitherto hath & still doth altogether deny to the damage of the said John Eight thousand pounds of tobacco & thereupon he bringeth his suite Liber N N

And the said Francis Wyne by John Jones his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill the next Court & itt is granted him, the same day is given to the said John England

Now here att this day to witt the one & twentieth day of february in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1677 came the said John England by his Attorney aforesaid & offered himselfe against the said Francis Wyne in the plea aforesaid, but the said Francis came not but made default Therefore itt is granted by the Court here that the said John England recover against the Estate of the said W^m Marshall as well the sume of six thousand pounds of tobacco damages occasioned by the trespass aforesaid As also the sume of _____ pounds of tobacco costs of suite

John Young ag ^t	}	John Larkin of Ann Arundell County	p. 419
John Larkin & Joseph Chew		Innholder & Joseph Chew late of Cecil County planter were Sumoned to Answer unto John Young in a plea that they render unto him twelve thousand pounds of tobacco which they unjustly detain	

And whereupon the said John Young by Matthew Ward his Attorney, saith that the said John Larkin & Joseph Chew by their writing obligatory dated the fifteenth day of May One thousand six hundred seventy five & here in Court produced did binde themselves their heyres Ex^{rs} & Adm^{rs} unto the said John Young his heyres Ex^{rs} Ad^{rs} or assignes in the full & just Sume of twelve thousand pounds of tobacco upon Condictioⁿ for the payment of six thousand pounds of good well condicoⁿed tobacco att or before the tenth day of Octob^r then next ensuing Notwithstanding which the said John Larkin & Joseph Chew nor either of them have paid the said Sume of six thousand pounds to the said John Young, but the same to pay have & doe altogether refuse & deny to pay, whereupon he is damnified & hath losse to the Value of fifteen thousand pounds of tobacco & thereupon he bringeth his suite.

And the said John Larkin & Joseph Chew by George Parker their Attorney come & defend the force & injury when &c & pray liberty of speaking hereunto untill next Court & itt is granted them, the same day is also given to the said John Young.

Now here att this day to witt the one & twentieth day of february in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1677. came the said John Young by Robert Carville his Attorney & offered himselfe ag^t the said John Larkin & Joseph

Liber N N Chew in the plea aforesaid, but the said John & Joseph came not but made default Therefore itt is granted by the Court here that the said John Young recover ag^t the said John Larkin & Joseph Chew as well the said sume of twelve thousand pounds of tobacco As also the sume of five hundred Eighty foure pounds of tobacco costs of suite

Roger Baker }
 ag^t } this cause is continued untill next Court
 Tho: Gant }

John Watkins }
 ag^t } Richard Hill late of Ann Arundell County gentl
 Richard Hill Adm^r } Adm^r of all & singuler the Goods Chattels rights
 James Rawbone } & Creditts of James Rawbone deceased was
 } sumoned to Answer unto John Watkins of a
 } plea that he render unto him the full sume &
 just quantity of six thousand pounds of good sound M^rchantable
 tobacco which from him he unjustly detaineth

And whereupon the said John Watkins by George Parker his Attorney saith that whereas the said James Rawbone the second day of August Annoq̄ Doni One thousand six hundred seventy five by his certaine bond or writing obligatory sealed with the seale of him the said James Rawbone & here in Court produced whose date is the day & yeare abovesaid was holden & firmly bound unto John Watkins in the full sume & just quantity of six thousand pounds of good sound & M^rchantable tobacco in caske to be paid to the said John Watkins or to his certaine Attorney Ex^{rs} or Adm^{rs} To the which payment well & truely to be made the said James Rawbone did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents Notwithstanding the said James the said sume of six thousand
 p. 420 Pounds of tobacco or any part thereof In his life tyme hath not paid according to the said bond, nor the said Richard Hill to whom Letters of Administracōn of all & singuler the Goods & Chattels of the said James Rawbone was committed to the said John Watkins although often thereunto required hath not paid or satisfied, but the same to pay or satisfie hath hitherto altogether denyed & refused & still doth deny & refuse to pay the same, whereupon the said John Watkins saith he is damnified & hath losse to the Value of eight thousand pounds of tobacco & thereupon he bringeth his suite

And the said Richard Hill by Robert Carville his Attorney comes & defends the force & injury when &c and prayes heareing of the said Bond & itt is read unto him, he also prayeth the heareing of the Condiçōn of the said bond & itt is read unto him in these words The Condiçōn of this Obligaçōn is such that if the above bound James Rawbone or his assignes doe & shall well and workmanlike make & finish two brick Chimneys allready begun by the said James

Rawbone in the now dwelling house of the said John Watkins & att his owne costs & charges to finde & provide men sufficient & materials for the carrying on of the said worke & other worke hereafter mentioned viz^t to plaister white wash & colour the new roome below & to seale the same, And to plaister white wash seale & colour the roome over the said new roome And to repaire plaister & amend all the defects & wants of reparacon in the plaistring of three roomes in the old house All which worke is to be performed by the said James Rawbone or his assignes between the day of the date hereof & the last day of October next ensueing the date hereof That then this p^rsent Obligacon to be void & of none effect, or else the same to stand in full force & vertue, which being read & heard the said Richard Hill by Robert Carville his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill next Court & itt is granted him, the same day is given to the said John Watkins

Now here att this day to witt the one And twentieth day of ffebruary in the third yeare of his Lordp^{ps} dominion &c Annoq^{ue} Doni 1677. came the said John Watkins by his Attorney aforesaid & offered himselfe against the said Richard Hill in the plea aforesaid, but the said Richard came not but made default, whereupon the said John by his said Attorney prayed Judgm^t against the Estate of the said James Rawbone for five thousand pounds of tobacco And itt is granted unto him Therefore itt is granted by the Court here that the said John Watkins recover Against the Estate of the said James Rawbone as well the said sume of five thousand pounds of tobacco As also y^e sume of one thousand seauenty & six pounds of tobacco costs of suite

Pope Alvey	}	John Jordaine of St Clements bay in the Province
ag ^t		of Maryland gentl otherwise called John Jordaine of
John Jordaine	}	St Maryes County was Attached to Answer unto
		Pope Alvey of a plea that he render him Eight hundred foote of poplar planke which to him to oweth & unjustly detaineth

And whereupon the said Pope by John Jones his Attorney saith, that whereas the said John by his certaine writeing Obligatory under his hand & Seale dated the fourth day of August One thousand six hundred seventy foure here ready to be produced in Court, did binde himselfe & his heyres to Deliver unto the said Pope or to his assignes the full & entire quantity of Eight hundred foote of good poplar plank upon the plantacōn of Ann Jarboe in Brittain bay sometyme between the date of the said writing & the last day of the said month of August as by the said writing may more plainly appeare And although the said Pope hath often demanded the said John to deliver the said plank according to the said writeing obliga-

Liber N N tory, yet the said John Jordaine hath refused & still refuses to deliuer the said Eight hundred foot of poplar plank to the said Pope, therefore the said Pope saith he is damaged two thousand pounds of tobacco & brings suite

And the said John Jordaine by Robert Carville his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill next Court, & itt is granted unto him, the same day is given to the said Pope Alvey.

Now here att this day to witt the one & twentieth day of ffeb'y in the third yeare of his Lordp's dominion &c Annoq Doni 1677. came the said John by his Attorney aforesaid and offered himselfe against the said Pope Alvey in the plea aforesaid, but the said Pope came not to prosecute his plaint aforesaid Therefore it is considered by the Court here, that the said John Jordaine recover against the said Pope Alvey the sume of pounds of tobacco for his costs & charges by him about his defence in this behalfe sustained, unto the said John Jordaine by the Court here adjudged And the said Pope Alvey in mercy for his false claime

John Atkey	}	W ^m Eagle late of Talbott County & Amiah his
ag ^t		wife Adm ^x of the Goods & Chattels of John
W ^m Eagle & Amiah	}	Burges late of Talbott County planter deceased
ux Adm ^x Jn ^o Burges		was sumoned to Answer unto John Atkey of a
		plea that they render unto him the full & just
		sume & quantity of twenty & two thousand pounds of good sound
		& M ^c hantable leafe tobacco & caske to containe the same which they
		unjustly detain

And whereupon the said John Atkey by George Parker his Attorney saith That whereas the said John Burges the fourteenth day of November One thousand six hundred seventy foure by his certaine writing obligatory sealed with the seale of the said John Burges & here in Court produced whose date is the day & yeare first above-said, did acknowledge & confesse himselfe to owe & stand firmly bound & indebted unto John Atkey of Calvert County & Province of Maryland in the full & just sume & quantity of twenty & two thousand pounds of good sound & M^chantable leafe tobacco & caske to containe the same, payment thereof to be made upon demand after the tenth day of October next ensuing the date thereof convenient in Talbott County aforesaid To the which paym^t well & truely to be made & done unto him the said John Atkey his heyres Ex^{rs} Ad^{ms} or assignes, the said John Burges did binde himselfe his heyres Ex^{rs} Ad^{rs} or assignes firmly by those p^rsents Notwithstanding the said John Burges the said sume & quantity of twenty & two thousand pounds of tobacco to him the said John Atkey in his life tyme hath not paid according to the said writing nor the said Amiah whilst she was sole to whom Letters of Adm^{con} of the Goods & Chattels of

the said John Burges was committed, nor the said W^m Eagle since
espousall betwixt them celebrated though often thereunto required
hath not paid or satisfied, but the same to him the said John Atkey
doth still deny & refuse whereupon he saith he is damnified & hath
losse to the Value of thirty thousand pounds of tobacco And there-
upon he bring his suite

Liber N N

p. 422

And the said W^m Eagle & Amiah his wife by Kenelm Cheseldyn
their Attorney come & defend the force & injury when &c and pray
hearing of the said writing & itt is read unto them, they also pray
hearing of the Condiçon of the said writing & itt is read unto them
in these words The Condiçon of this Obligaçon is such, that if the
above bounden John Burges doe well & truly giue unto the said John
Atkey such a good Assurance of a parcell of land lying on the Clifts
in Calvert County called Tuckers unfortunate, which said parcell of
land the said John Atkey hath bought of him the said Burges to
say, if the said Burges doe acknowledge the abovesaid parcell of land
to be the just right of the said John Atkey, & giue unto him such
good assurance in Calvert County Court of the aforesaid parcell of
land in such sure manner & way that the said parcell of land shall
be the right of him the said John Atkey & his heyres & assignes for
ever And further yet the said John Burges to save harmlesse the
said John Atkey & make good the aforesaid parcell of land unto
him his heyres or assignes from all manners of persons that shall or
any way may lay any manner of clayme or challenge to the afore
parcell of land forever And the said John Burges doth further binde
himselfe to come over from Talbott County with his wife to give
the said John Atkey sure & good Assurance of the abovesaid parcell
of land in Calvert County Court And the said Assurance &
acknowledge to be given by the said John Burges & his wife unto the
said John Atkey in March Court next in Calvert County And in case
the said Burges & his wife doe performe & make good the said parcell
of land unto the said John Atkey according to the true mean-
ing & intent of this Obligacon That then the said Obligaçon to be
void of all force & of none effect, otherwise the same to stand in
full force & vertue against the said John Burges In wittnes whereof
I have hereunto putt my hand & Seale the day & yeare above written
And the said parcell of land containing one hundred & fifty acres ac-
cording to the bill of sale thereof. Which being read & heard the said
W^m & Amiah by their Attorney aforesaid come & defend the force
& injury when &c and pray liberty of speakeing hereunto next Court
& itt is granted them, the same day is given to the said John
Atkey also.

Now here att this day to witt the one & twentieth day of february
in the third yeare of his Lordpps dominion &c Annoq Doni 1677.
came the said Defendants by their Attorney aforesaid, & offered
themselves against the said John Atkey in the plea aforesaid, but

Liber N N said John came not to prosecute his plaint aforesaid Therefore itt is considered by the Court here, that the said W^m & Amiah recover against the said John Atkey the sume of Eight hundred thirty six pounds of tobacco for their costs & charges by them about their defence in this behalfe sustained unto the said W^m & Amiah by the Court here adjudged And the said John Atkey in mercy for his false clayme

Thomas Taillor	} These two actions are continued untill next Court
ag ^t	
George Oldfeild	
Jarvis Ballard	
ag ^t	
Henry Smith	

p. 423 Mary Tilghman Ex^x } Unlessse the defend^t appeare next April Court,
 Richard Tilghman } the Sheriffe of Calvert County amerced. &
 ag^t } ordered that the said Sheriffe assigne over the
 Henry Mitchell } baile bond to y^e pth

W ^m Pyper	} Thomas Smith late of S ^t Maryes County Marriner otherwise called Thomas Smith Sloopman of S ^t Maryes in Maryland was Sumoned to Answer unto W ^m Pyper of a plea that he render unto him the full & just quantity of two thousand & ten pounds of M ^r chantable Aranocoe tobacco & caske which to him he oweth & unjustly detaineth
ag ^t	
Thomas Smith	

And whereupon the said W^m Pyper by Robert Ridgely his Attorney saith, that whereas the said Thomas Smith the twenty eighth day of November one thousand six hundred seventy six by his certaine writing obligatory Sealed with the Seale of him the said Thomas & here in Court produced whose date is the day & yeare aforesaid, did acknowledge himselfe to owe & to be indebted unto the said W^m Pyper the full & just quantity of two thousand & tenn pounds of M^rchantable Aranocoe tobacco & caske to be paid unto the said W^m Pyper his Attorney or assignes att or upon the twentieth day of Decemb^r next ensuing the date of the same writing Obligatory, for the which payment duely & truly to be made, the said Thomas did binde himselfe by heyres Ex^{rs} or assignes firmly by those p^rsents Notwithstanding which the said Thomas Smith the said summe of two thousand & tenn pounds of tobacco according to the tenour of the said writing obligatory although often thereunto required to him the said W^m hath not paid, but the same to pay hath refused & denyed, & to pay the same as yet doth refuse & deny, whereupon the said William saith he is damnified & hath lost to the Value of three thousand pounds of tobacco & thereupon he produceth his suite.

And the said Thomas Smith by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c And the said Tho: prayeth the heareing of the said writing Obligatory & itt is read unto him, he also prayeth the heareing of the Condiçõ of the same writing obligatory & itt is read unto him in these words The condiçõ of this Obligacon is such That if the above bound Thomas Smith his heyres Ex^{rs} or assignes shall duely & truely pay or cause to be paid unto W^m Pyper his Attorney or assignes the full & just Summe of One thousand & five pounds of good sound m^cchantable tobacco & caske att or upon the twentieth day of December next in the County of S^t Maryes, then this Obligacon to be void, else to remaine in full power force & vertue, Which being read & heard the said Thomas Smith by the said Christopher Rousby his Attorney saith that he cannot deny but that true itt is that he the said Thomas the said twenty eighth day of Novemb^r one thousand six hundred Seventy six by his certaine writing obligatory in manner & forme as in the said Declaracõ is expressed, did acknowledge himselfe to be bound unto the said W^m Pyper in the summe of two thousand & tenn pounds of tobacco & caske with Condiçon that if the said Thomas his heyres Ex^{rs} or assignes should pay or cause to be paid to the said W^m Pyper his Attorney or assignes the just quantity of one thousand & five pounds of tobacco & caske att or upon the said twentieth day of Decemb^r then next ensuing in S^t Maryes County, then the same obligacõ to be void, otherwise to remaine in full force, as by the same W^m agst him the said Thomas above is declared But the said Thomas for plea saith, that before the sueing out the Originall Writt of this action to witt The said twentieth day of Decemb^r & for a long tyme before & after, he The said W^m Pyper did employ one John Dormond as his ffacto^r & Receiver of tobacco in this Province & dureing that tyme & before the sueing out the said Originiall writt to witt the said twentieth day of December One thousand six hundred seventy six he the said W^m did request & order him the said Thomas to pay the said one thousand & five pounds of tobacco & caske due as aforesaid to the said W^m unto the said John Dormond for the use of the said W^m And did declare that such payment should be sufficient satisfaccon to him the said W^m Pyper And the said Thomas further, saith, that in compliance with the request & order aforesaid of him the said W^m & for the satisfaccon of the said debt, he the said Thomas afterwards to witt the said twentieth day of December One thousand six hundred seventy six & before the sueing out of the originall Writt aforesaid, did pay unto him the said John Dormond as ffactor & Receiver of the said W^m & for the use of him the said W^m the said summe of One thousand & five pounds of tobacco & caske due to the said W^m by the obligacõ aforesaid & of this he putts himselfe upon the Countrey, & the said plaintiffe likewise Therefore comand is giuen to the Sheriffe of s^t Maryes County that he cause to come here twelve &c

Liber N N

p. 424

Liber N N And now here att this day to witt the one & twentieth day of febr^y in the third yeare of the dominion of Charles Lord Baltemore &c Annoq Dom 1677. came as well the said plaintiffe as the said Defend^t by their Attorneys aforesaid, & the Jurors impannelled being called likewise came to witt, Tho: Cosden, Tho: Doxey, Henry Phippes, Tho: Bankes, Jn^o Askin, Tho: Potter Tho: Pattison, Richard ffenwick, Philip Lynes, Tho: Keyting, W^m Thomas & W^m Eagle who to say the truth in the p^rmisses being elected tryed & sworne upon their Oaths doe say we finde for the plaintiffe with costs of suite Therefore itt is considered, that the said plaintiffe recover against the said Def^t as well the sume of two thousand & ten pounds of tobacco as also the sume of One thousand & sixty pounds of tobacco costs of suite

John Addison & ux

Ex^x Tho: Dent

ag^t

Tho: Potter Adm^r Geo:

Marshall

Geo: Parker

ag^t

Edw^a English Adm^r

Roger Thorpe

the same

ag^t

the same

} These three actions are continued untill
next Court

Stephen Luffe } James Rumsey late of Petuxent River in Calvert
ag^t } County otherwise called James Rumsey in the Prov-
James Rumsey } ince of Maryland gentl was Sumoned to Answer
unto Stephen Luffe of a plea that he render unto him
the full & just quantity of foure thousand two hundred & sixteen
pounds of good sound every way well condiconed M^rchantable to-
bacco & caske which to him he oweth & from him unjustly detaineth

p. 425 And whereupon the said Stephen Luffe by George Parker his
Attorney saith, that whereas the said James Rumsey the twenty fifth
of July one thousand six hundred seventy six by his certaine bill
obligatory sealed with the said James Rumsey & here in Court pro-
duced whose date is the day & yeare abovesaid, did owe & stand
firmly indebted unto Stephen Luffe of the City of Bristoll M^rchant
in the full & just quantity of foure thousand two hundred & sixteen
pounds of good sound every way well condiconed Aranocoa tobacco
& caske to be paid att or before the tenth day of October next ensue-
ing the date of the said bill att some convenient place in Petuxent
River aforesaid, itt being for the Value all ready received, for the
true performance of which to be made & done, he the said James

Rumsey did binde himselfe his heyres Ex^{ra} Adm^{ra} Yet notwithstanding the said James Rumsey the said sume of foure thousand two hundred & sixteen pounds of tobacco according to the tenour of the said bill hath not paid, but the same to pay altogether denyes, whereupon the said Stephen Luffe saith he is damnified & hath losse to the Value of Eight thousand pounds of tobacco, & thereupon he bringeth his suite. Liber N N

And the said James Rumsey by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speakeing hereunto untill next Court & itt is granted him, the same day is giuen to the said Stephen Luffe

Now here att this day to witt the one & twentieth day of ffeb^{ry} in the third yeare of the dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677 came the said Stephen Luffe by his Attorney aforesaid, & offered himselfe against the said James in the plea aforesaid And the said James by his said Attorney came also & saith, that as to two thousand one hundred fifty six pounds of tobacco he cannot gainsay, for that he oweth the same to the said Stephen And is content that judgem^t passe against him for the same whereupon itt is granted by the Court here, that the said Stephon Luffe recover against the said James Rumsey the sume of two thousand one hundred fifty six pounds of tobacco debt As also the sume of Seaven hundred pounds of tobacco costs of suite

ffeb^{ruary} 13th 1677.

Upon the peti^{con} of James Moseley of Dorchester County, that on the sixth day of October One thousand six hundred seventy foure, having before lately served as Overseer for the highwayes for Armitage Hundred in the said County, was againe ordered by the Comission^{rs} there to be againe Overseer for the sume Hundred which he performed, & in the yeare One thousand six hundred seventy five was served with an order from the said Com^{rs} to serve in the said Office, which he could not performe, by reason he was not impowered by the said order or warrant to presse Assistance for the performance of the worke Yett neverthelesse att a Court held in the County aforesaid the seventh of Novemb^r last past was presented to the grand Jury there for not making the high wayes passable according to Act of Assembly, & fined by the Court two thousand pounds of tobacco And for that he was ordered to serve as aforesaid as Overseer oftener then is usuall & contrary to Act of Assembly, & not enabled by the warrant to presse Assistance, & the warrant not made within the tyme lymitted by the Act, & condemned unheard And the matter never putt to a petty jury, & the grand jury consisting but of Eleven men Itt is ordered by the Court here, that the Judgm^t aforesaid be superseded And that the Justices who were then p^rsent in Court att the passing the Judgem^t aforesaid be Sumoned to appeare here att the next Provinciaall Court to answer the p^rmisses

Liber N N
p. 426

Richard White
ag^t
Tho: Bankes Adm^r
Geo: Beckwith

Thomas Bankes late of Calvert County Adm^r
of all & singuler the Goods Chattels rights &
creditts of George Beckwith deceased to Answer
unto Richard White of a plea that he render
unto him the sume of six thousand foure hun-
dred eighty six pounds of every way well condiconed Aranocoa
tobacco in caske which from him he unjustly detaineth

And whereupon the said Richard White by George Parker his
Attorney saith that whereas the said George Beckwith the twenty
seventh day of ffebruary in the yeare of our Lord God 167 $\frac{1}{2}$ by his
certaine writing under the hand of the said George which the said
Richard bringeth here into Court the date whereof is the same
day & yeare, did binde himselfe his Ex^{ts} Adm^{rs} or assignes to pay or
cause to be paid to Richard White or his Order for the use of the
Owners of the Shipp hope of Bristoll the sume of six thousand
foure hundred eighty six pounds of every way well condiconed
Aranocoa tobacco & caske convenient to the waterside in the Pro-
vince of Maryland on demand after the twentieth day of December
ensueing the date thereof Notwithstanding which the said George
Beckwith the said sume of six thousand foure hundred eighty six
pounds of tobacco to him the said Richard in his life tyme hath not
paid according to the said writing, nor the said Thomas since his
death to whom Letters of Administracon of the Goods Chattels
rights & creditts of the said George was comitted although often
demanded hath not paid or satisfied, but the same to him the said
Richard White doth still deny & refuse, whereupon he saith he is the
worse & hath damage to the Value of Eight thousand pounds of
tobacco, and thereupon he bringeth his suite.

And the said Thomas Bankes by Robert Carville his Attorney
cometh & defendeth the force & injury when &c and prayeth liberty
of speaking hereunto untill next Court, and itt is granted him, the
same day is given to the said Richard also.

Now here att this day to witt the one & twentieth day of ffeb^r
in the third yeare of the Dominion of Charles Lord Baltemore &c
Annoꝝ Dōni 1677. came the said Richard White by his Attorney
aforesaid & afford himselfe against the said Thomas in the plea
aforesaid, but the said Tho: came not but made default, therefore
itt is granted by the Court here, that the said Richard White recover
against the Estate of the said Geo: Beckwith aswell the sūme of
six thousand foure hundred Eighty six pounds of tobacco debt As
also six hundred ninety two pounds of toḃ costs of suite.

Tho: ffisher & Comp^a }
ag^t }
Jn^o Brooke Adm^r }
W^m Worgan }

Jonathan Sibrey } ag ^t }	} These foure actions are continued untill April Court next
James Mills Ex ^r }	
Samuel Boston }	
Ninian Beale } ag ^t }	
James Moore }	
W ^m Gibson }	}
ag ^t }	
John Bell }	

John Edmondson } ag ^t }	Edward Man Admst ^r of all & singuler the Goods	p. 427
Edward Man Adm ^r of Robert Harwood }	Chattels rights & Creditts of Robert Harwood deceased was Attached to answer unto John Edmondson of a plea of trespas upon the case.	

And whereupon the said John Edmondson by Robert Ridgely his Attorney complaineth That whereas the said Robert in his life tyme to witt the fifteenth day of March one thousand six hundred seventy foure in consideracon that the said John att the speciall instance & request of the said Robert, would give the said Robert creditt upon the proper accompt of the said John with Christopher Longbayne M^cchant for such Goods as he had occasion, he the said Robert did assume upon himselfe & to the said John did faithfully promise, that he the said Robert him the said John what he should so give him creditt for he would well & truely content & pay, And the said John in fact saith, that he did give the said Robert creditt with the said Christopher, And the said Robert of the said Christopher upon the accompt of the said John did receive Goods to the Value of twenty pounds foure shillings & one penny ster^t, And for the same he the said John did pay unto the said Christopher three thousand Eight hundred seventy nine pounds of tobacco Yet the aforesaid Robert in his life tyme nor the said Edward since his decease to whom Adm^{con} of all & singuler the Goods & Chattels of the said Robert is comitted, the said sume of three thousand Eight hundred seventy nine pounds of tobacco though often thereunto required have not paid but the same to pay have denyed & as yet doe deny to the damage of the said John five thousand pound of tobacco & thereupon he bringeth his suite

And the said Edward Man by Robert Carville his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill the next Court, & itt is granted him, the same day is given to the said Jn^o Edmondson.

Now here att this day to witt the one & twentieth day of ffeb^{ry} in the third year of the dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677. came the said John Edmondson by his Attorney aforesaid, & offered himselfe against the said Edward Man in the

Liber N N plea aforesaid, but the said Edward came not but made default, Therefore itt is granted by the Court here that the said John Edmondson recover against the Estate of the said Robert Harwood aswell the sume of three thousand eight hundred seventy nine pounds of tobacco damages occasioned by the trespas aforesaid As also the sume of five hundred fifty two p^ds of tobacco costs of suite

Thomas Fisher	} John Brooke late of Dorchester County Admistr
ag ^t	
John Brooke Adm ^{rs}	
W ^m Worgan	} Worgan deceased was sumoned to Answer unto
	} Thomas ffisher M ^r chant of a plea that he render
	unto him Eighteen thousand pounds of tobacco

which from him he unjustly detaineth

And whereupon the said Thomas by Robert Carvile his Attorney saith, that whereas the said W^m Worgan in his life tyme to witt upon the Eighteenth day of August Año Doni One thousand six hundred seventy six by his certaine bill or writing obligatory sealed with the seale of him the said W^m & here in Court produced whose date
 p. 428 is the day & yeare abovesaid did confesse & acknowledg Himselfe to owe & stand indebted to the said Thomas ffisher in the neat quantity of Eighteene thousand pounds of good sound M^rchantable tobacco in caske due to be paid unto the said Thomas his heyres Ex^{rs} Admstr^s or assignes att or upon the tenth day of Octob^r next ensuing the date thereof att his owne plantacon in fishing Creek, in little Choptank Riuer Yet the said W^m in his life tyme nor the said John since his death though often thereunto requested the said sume of Eighteen thousand pounds of tobacco or any part thereof to him the said Thomas hath not paid or satisfied, but the same to pay hath hitherto & still doth deny & refuse to the damage of the said Thomas thirty thousand pounds of tobacco, & thereupon he bringeth his suite.

And the said John Brooke by Charles Boteler his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill next Court & itt is granted him, the same day is given to the said Thomas ffisher.

Now here att this day to witt the one & twentieth day of feb^{ry} in the third yeare of the Dominion of Charles Lord Baltenore &c Annoq^{ue} Doni 1677. came the said Thomas ffisher by his Attorney aforesaid & offered himself against the said John Brooke in the plea aforesaid, but the said John came not but made default Therefore itt is granted by the Court here, that the said Thomas ffisher recover against the Estate of the said W^m Worgan aswell the aforesaid debt of Eighteene thousand pounds of tobacco As also the sume of Eight hundred thirty six pounds of tobacco costs of suite. And the Def^t in mercy &c

W ^m Hanman ag ^t	}	John Brooke late of Dorchester County Admist ^r	Liber N N
John Brooke Adm ^r		of the Goods and Chattels of W ^m Worgan deceased	
W ^m Worgan		deceased was summoned to Answer unto W ^m Hanman of a plea that he render unto him two thousand pounds of tobacco which from him he unjustly detaineth	

And whereupon the said W^m Hanman by Robert Carville his Attorney saith, that whereas the said W^m Worgan upon the ninth day of May Año Doni One thousand six hundred seventy five by his certaine bill or writing obligatory sealed with the Seale of him the said W^m Worgan & here in Court produced whose date is the day & yeare abovesaid did confesse & acknowledge himselfe to owe & stand indebted to W^m Jelfe or the said W^m Hanman or either of them in the full & just sume of two thousand pounds of good sound M^rchantable tobacco & caske due to be paid with conveniency in little Choptanck River att or upon the tenth day of October then next ensuing Yet notwthstanding the said W^m Worgan in his life tyme nor the said John Brooke since his death the said sume of two thousand pounds of tobacco to him the said W^m Hanman according to the said bill hath not paid or satisfied, but the same to pay hath hitherto denyed & still doth deny to the damage of the said W^m Hanman three thousand pounds of tobacco & thereupon he bringeth his suite.

And the said John Brooke by Charles Boteler his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill the next Court & itt is granted him. the same day is given to the said W^m Hanman

Now here att this day to witt the two & twentieth day of ffeb^{ry} In the third yeare of the Dominion of Charles Lord Baltemore &c Anōq̃ Doni 1677. the said John by Charles Boteler his Attorney comes & defends the force & injury when &c and saith that the said W^m his action aforesaid against him ought not to have, for that the said W^m Worgan in his life tyme the said two thousand pounds of tobacco in the said bill specified did fully pay & satisfie according to the tenour forme & effect of the said bill, & of this he putteth himselfe upon the Countrey & the plaintiffe also. Whereupon comand is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c Afterwards to witt the two & twentieth day of ffebruary aforesaid came the parties by their Attorneys aforesaid & the Jurors of that Jury likewise came to witt Tho: Cosden, Tho: Doxey, Henry Phippes, Tho: Bankes, John Askin, Tho: Potter, Tho: Pattison, Richard ffenwick, Philip Lynes, Tho: Keyting, W^m Thomas & Emanuel Ratcliffe who being impanelled Sumoned & sworne to say the truth in the p^rmisses upon their Oaths doe say we finde for the defend^t Therefore itt is considered by the Court here that the said John Brooke recover against the said W^m Hanman the sume of

Liber N N Eleven hundred forty & seven pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the said W^m Hanman in mercy for his false complaint &c

W ^m Hanman	}	John Brooke late of Dorchester County Adm ^r of
ag ^t		the Goods & Chattels of W ^m Worgan deceased
Jn ^o Brooke Adm ^r		was Sumoned to Answer unto W ^m Hanman of a
W ^m Worgan	}	plea that he render unto him sixteen hundred
		pounds of tobacco which from him he unjustly
		detaineth &c

And whereupon the said W^m Hanman by Robert Carville his Attorney saith, that whereas the said W^m Worgan upon the Eleventh day of July Anno Doni One thousand six hundred seventy six by his certaine bill or obligacon under his hand & seale & here in Court produced whose date is the day & yeare abovesaid, did confesse & acknowledge himselfe to owe & stand indebted to the said W^m Hanman the full & just Summe of sixteene hundred pounds of good sound M^rchantable tobacco with caske due to be paid att or before the tenth day of Octob^r then next in some convenient place in little Choptanck River Yet the said W^m Worgan in his life tyme nor the said John since his death the said summe of sixteen hundred p^{ts} of tobacco to him the said W^m Hanman thoughoften thereunto requested hath not hitherto paid or satisfied, but the same to pay doth deny and refuse to the damage of the said W^m Hanman two thousand foure hundred pounds of tobacco & thereupon he bringeth his suite.

And the said John by Charles Boteler his Attorney comes & defends the force & injury when &c and saith that the said W^m Hanman his action aforesaid against him ought not to have, for that the said W^m Worgan in his life tyme the said sixteen hundred pounds of tobacco in the bill & declaracōn above specified hath fully paid & satisfied according to the tenour forme & effect of the said bill, & this he is ready to averr, & of this he putts himselfe upon the Countrey, & the plaintiff also. Whereupon comand is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c

Now here att this day to witt the two & twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c
 p. 430 Anōq̃ Doni 1677 Came the parties aforesaid by their Attorneys aforesaid & the Jurors impannelled being called likewise came to witt, Tho: Cosden, Tho: Doxey, Henry Phippes, Tho: Bankes, John Askin, Tho: Potter, Tho: Pattison, Richard ffenwick, Philip Lynes, Tho: Keyting, W^m Thomas & Emanuel Ratcliffe who to say the truth in the p^misses being elected tryed & sworne upon their Oaths doe say we finde for the plaintiffe seven hundred fifty four pounds of tobacco with costs of suite Therefore itt is considered that the said W^m Hanman recover against the Estate of the said W^m Worgan as

well the said sume of seven hundred fifty foure pounds of tobacco the remainder of the debt aforesaid As also the sume of twelve hundred thirty & six pounds of tobacco costs of suite Liber N N

Thomas Marsh }
 ag^t } Unless the Defend^t appeare next Court, the Sher-
 Richard Bailly } iffe of Talbott County amerced.

Richard Ambrose }
 ag^t } This action abates, the plaintiffe being dead.
 John Allen }

Peter Watts Ex^r } John Evans late of S^t Maryes County planter was
 Robert Cager } Attached to Answer unto Peter Watts Ex^r of the
 ag^t } last Will & testam^t of Robert Cager deceased in a
 John Evans } plea of trespas upon the case.

And whereupon the said Peter by Kenelm Cheseldyn his Attorney complaineth, that whereas the said John Evans had obtained leave for to make a crop of Corne & tobacco att the plantacon of the said Robert Cager in his life tyme, the said John the twenty sixth day of March in the yeare of our Lord one thousand six hundred seventy foure, in consideracōn that the said Robert Cager att the speciaall instance & request of him the said John would receive him the said John his wife & one Negro man into the house of him the said Robert, & finde them accomodacon of meate & drinke for the tyme that he the said John his wife & Negro man should so remaine att the house of him the said Robert, the said John did assume upon himselfe & to the said Robert did faithfully promise that he the said John would pay unto him the said Robert for the same what he should deserve And the said Peter in fact saith, that the said Robert did find the said John his wife & nego man sufficient meat & drinke att the house of him the said Robert from the said twenty sixth day of March in the yeare aforesaid untill the twenty sixth day of Novemb^r in the same yeare being in the whole the space of Eight months, & that for the same he did well deserve the sume of three hundred pounds of tobacco p month, in the whole the sume of two thousand foure hundred pounds of tobacco Notwithstanding which the said John the said sume of two thousand foure hundred pounds of tobacco to him the said Robert in his life tyme hath not paid, nor to the said Peter since his death Ex^r of the last will & testament of the said Robert hath not paid, but though often required the same to pay hitherto hath & still doth deny to pay to the damage of the said Peter three thousand pounds of tobacco, & thereupon he bringeth his suite. And the said Peter bringeth here in Court the letters Testamentory to him granted, that itt may appeare to the Court here that he is Ex^r of the last Will & testament of the said Robert, & thereupon to have Administracon. p. 431

Liber N N And the aforesaid John Evans by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c And the said John saith he did not assume & promise in manner & forme as the said Peter above against him hath declared, & of this he putts himselfe upon the Countrey, & the said Peter also Therefore itt is comanded upon the sheriffe of s^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c

Now here att this day to witt the two & twentieth day of ffeb^{ry} in the third yeare of the Dominion of Charles Baltemore &c Annoq^{ue} Doni 1677. came aswell the said plaintiffe as the said Defendant by their Attorneys aforesaid And the Jurors impannelled being called likewise came to witt Thomas Sprigg, Tho: Courtney, Morgan Jones, Roger Tolle, Edward Horne, Thomas Ball, John Hollins, ffrancis Hill, Edmond Dermott, Stephen Murty, Thomas Innes & Edward Sauvage who to say the truth in the p^rmisses being elected tryed & sworne upon their Oaths doe say wee finde for the plaintiffe twelve hundred pounds of tobacco with costs of suite Therefore itt is considered that the said plaintiffe recover against the said Defend^t the sume of twelve hundred pounds of tobacco damages occasioned by the trespas aforesaid, as also the sume of One thousand forty pounds of tobacco costs of suite.

John Evans	} Peter Watts Ex ^r of the last Well & testam ^t of
ag ^t	
Peter Watts Ex ^r of	
Robert Cager	unto John Evans of a plea of trespas upon the case.

And whereupon the said John Evans by Robert Ridgely his Attorney complaineth, that whereas the said Robert Cager in the life tyme of the said Robert to witt between the tenth day of June One thousand six hundred seventy foure, & the tenth day of Novemb^r One thousand six hundred seventy five bought had & received of the said John divers goods and comodities amounting in the whole to the sume of two thousand foure hundred ninety & one pounds of tobacco, a particuler whereof is by the said John here in Court produced In consideracōn whereof the said Robert did assume upon himselfe & to the said John in his life tyme did faithfully promise, that he the said Robert him the said John the said sume of two thousand foure hundred ninety one pounds of tobacco when thereunto required would well & truely content & pay Yet the aforesaid Robert in his life tyme nor the said Peter since his death to whom the Execucon of the testament of the said Robert since his death hath bin committed, the said sume of two thousand foure hundred ninety & one pounds of tobacco to him the said John though often thereunto required hath not paid, but the same to pay hath denied & as yet doth deny to the damage of the said John three thousand pounds of tobacco, & thereupon he produceth his suite.

And the said Peter by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c And the said Peter saith, that the said Robert Cager in his life tyme did not assume upon himselfe in manner & forme as the said John hath above declared against him, & of this he putts Himselfe upon the Countrey, & the said plaintiffe likewise Therefore itt is comanded the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c

Liber N N

p. 432

Now here att this day to witt the two & twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677. came as well the said plaintiffe as the said Defendant by their Attorneys aforesaid And the Jurors impannelled being called likewise came to witt Tho: Sprigg, Tho: Courtney, Morgan Jones, Roger Tolle, Edward Horne, Tho: Ball, John Hollins, ffrancis Hill, Edmond Dermott, Stephen Murty, Thomas Innes & Edward Sauvage who to say the truth in the p^rmisses being elected tryed & sworne upon their Oaths doe say we find for the plaintiffe sixteen hundred fifty one pounds of tobacco with costs of suite Therefore itt is considered that the said plaintiffe recover against the Estate of the said Robert Cager as well the sume of sixteen hundred fifty one pounds of tobacco damages occasioned by the trespasse aforesaid As also the sume of One thousand forty foure pounds of tobacco cost of suite

W ^m Drope & Tho: Elwes ag ^t Edward Turner Ex ^r W ^m Singleton	}	Edward Turner late of Calvert County planter Exer ^r of the last Will & testament of W ^m Singleton deceased was Attached to Answer unto W ^m Drope & Thomas Elwes of a plea of trespasse on the case
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And whereupon the said W^m Drope & Thomas Elwes by Geo: Parker their Attorney say, that whereas the said W^m & Thomas being M^rchants liveing & resideing in the City of London, did for severall yeares together in the life tyme of the said W^m Singleton imploy him the said W^m according to the Law & customs of M^rchants their factor agent or Attorney in these parts And for that purpose had sent & consign^d to him the said W^m Singleton severall yeares together in the life tyme of him the said W^m Singleton severall & sundry Goods and m^rchandizes to the Value of One hundred sixteen pounds ten shillings & nine pence of sterling money of England And for the which & the produce thereof the said W^m Singleton in his life tyme stood accomptab[le] & indebted unto them the said W^m Drope & Thomas Elwes And whereas the said W^m Singleton in his life tyme did acknowledge the receipt of severall Goods & M^rchandizes aforesaid Shipped aboard of the good Shipp called the Connary bird John Lucombe Comander & on the good Shipp called the Crown Malligo Thomas Applewhite Comand^r by the said W^m Drope & Thomas Elwes Shipped as aforesaid &

Liber N N consigned to the said W^m Singleton as by severall bills of lading & severall Invoyses here in Court produced may appeare In consideracon whereof the said W^m Singleton did then assume upon himselfe & to the said W^m Drope & Thomas Elwes did faithfully promise that he the said W^m Singleton would well & truly pay satisfie & make a true & just returne in tobacco for the said severall Goods & M^cchandizes as he the said W^m should sell & dispose of the same unto the

p. 433 City of London In the kingdome of England to & for the proper use & behoofe of them the said W^m Drope & Thomas Elwes And to make & render a reasonable accompt thereof when thereunto required Notwithstanding the said W^m Singleton in his life tyme his promise & assumpcon so as aforesaid made little regarding, but meaning & fraudulently intending them the said W^m Drope & Thomas Elwes of the said sume of one hundred sixteen pounds ten shillings & nine of sterling money to deceive, the said W^m in his life tyme though often thereunto required nor the said Edward after the death of the said W^m to whom letters testamentary of the last Will & testam^t of the said W^m Singleton was committed, the said sume of One hundred sixteen pounds ten shillings & nine pence sterling money nor tobacco in lieu & satisfaction thereof returned as aforesaid, nor reasonable accompt thereof made to them the said W^m Drope & Tho: Elwes according to the promise & assumpcon of him the said W^m Singleton in his life tyme in that behalfe made hath not paid satisfied returned or any content for the same given, to the great damage of them the said W^m Drope & Thomas Elwes, whereupon they say that they are damnified & have losse to the Value of two hundred pounds sterling money, & thereupon they bring their suite.

And the said Edward Turner by Charles Boteler his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of Speakeing hereunto untill next Court & itt is granted him, the same day is given to the said W^m Drope & Tho: Elwes.

Now here att this day to witt the two & twentieth day of ffeb^{ry} in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677. came the said W^m Drope & Tho: Elwes by their Attorney aforesaid, & offered themselves ag^t the said Edward Turner in the plea aforesaid but the said Edward came not but made default Whereupon itt is granted by the Court here, that the said W^m Drope & Tho: Elwes recover against the Estate of the said W^m Singleton as well the sume of One hundred sixteen pounds tenn shillings & nine pence sterl, damages occasioned by the trespasse aforesaid As also the sume of costs of suite

John Addison & Rebecca	} Memorandum that this Court to witt the
ux Ex ^x Tho: Dent	
ag ^t	
Jn ^o Blomfeild	
	} the seventeenth day of April 1677 came
	} John Addison & Rebecca his wife Ex ^x
	} of the last Will & Testam ^t of Thomas
	} Dent late of s ^t Maryes County gentl de-

ceased by Robert Ridgely their Attorney & exhibite their certaine bill against John Blomfeild gent^t Clerke of the Provincia^l Court aforesaid of a plea of trespas upon the case Liber N N

And whereupon the said John & Rebeccah by the said Robert Ridgely their Attorney complaine, that whereas the said John Blomfeild between the third day of May one thousand six hundred seventy five & the thirtieth day of August next following bought had & received of the said Tho: Dent in his life tyme divers goods & M^rchandizes amounting in the whole to the sume of three thousand seven hundred & twelve pounds of tobacco a particular whereof is here in Court produced In consideracōn whereof the said John did assume upon himselfe & to the said Thomas Dent in his life tyme did faithfully promise, that he the said John the said sume of three thousand seven hundred & twelve pounds of tobacco when thereunto Required would well & truly content & pay Yet the aforesaid John Blomfeild his promise & assumptiō so as aforesaid made not regarding but deviseing & fraudulently intending him the said Tho: Dent of the said three thousand seven hundred & twelve pounds of tobacco to deceive & defraud, the same to him the said Thomas in his life tyme, nor to the said Rebeccah to whom Execucon of the testam^t of the said Thomas since his death hath bin comitted while she was sole, nor to the said John & Rebeccah since Espousalls between them celebrated have not paid, but the same to pay hath denied though often thereunto required, & to pay the same as yet doth deny, to the damage of the said John & Rebeccah, five thousand pounds of tobacco, & thereupon they produce their suite And the said John & Rebeccah bring here into Court the letters testamentary of the said Thomas, to shew to the Court that of the testament of the said Thomas the said Rebeccah is Ex^x & of the Estate of the said Thomas they have Ad^{con}. p. 434

And the said John Blomfeild by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speakeing hereunto untill next Court & itt is granted him, the same day is given to the said plaintifffes also

Now here att this day to witt the two & twentieth day of ffeb^{ry} in the third yeare of the Dominion of Charles &c Anno^q Doni 1677 came the parties aforesaid And the said John Blomfeild saith, that as to two thousand seven hundred & twelve pounds of tobacco part of the said sume of three thousand seven hundred & twelve pounds of tobacco he is content that Judgem^t passe against him Whereupon itt is granted by the Court here that the said John Addison & Rebeccah his wife recover against the said John Blomfeild the sume of two thousand seven hundred & twelve pounds of tobacco occasioned by the trespasse aforesaid As also the sume of One hundred & eight pounds of tobacco costs of suite

Liber N N John Thompson } This cause being upon an Appeale from the County
 ag^t } Court of Calvert County And the defend^t appeare-
 John Atkey } ing by Robert Carville his Attorney And the said
 John Atkey not appearing to prosecute his writt of
 Error & Supersedeas a Procedendo is granted

Jarvis Ballard } Richard Perry late of Calvert County was Attached
 ag^t } to Answer unto Jarvis Ballard of a plea of trespas
 Richard Perry } upon the cause

And whereupon the said Jarvis Ballard by Charles Boteler his Attorney complaineth, that whereas John Gould late of Calvert County deceased upon the twenty fifth day of October in the year of our Lord One thousand six hundred seventy & five, & for the terme of two yeares before that tyme was & had bin the ffactor of the same Richard Perry in this Province of Maryland And by the order & comand, with the estate & property, to the use & behoofe & in the name of the said Richard Perry did buy barter bargain & traffick with severall of the Inhabitants of this Province And also with severall M^rchants tradeing into the same Province for severall Goods & M^rchandizes, & the severall Goods & Comodities so bought & bartered, the said John Gould as the ffactor of the said Richard did in the name of the said Richard & to his rescue againe sell dispose & Merchandize And the said John Gould being ffactor of the said Richard Perry as aforesaid upon the day & yeare aforesaid in the name & for the proper accompt of the said Richard Perry bought had & received of the said Jarvis severall Goods & M^rchandizes that is to say, one barrell of maccrell of the price of two hundred & fifty pounds of tobacco, six barrells of salt of the price of twelve hundred pounds of tobacco, one hogshead of sugar containing seven hundred & eighty pounds of suger of the price of two thousand three hundred & forty pounds of tobacco, Eleven barrells of Molossus & one jarr of oyle of the price of foure thousand one hundred twenty five pounds of tobacco, ninety six gallons of rum of the price of two thousand foure hundred pounds of tobacco, thirty pounds of bread of the price of ninety pounds of tobacco, & one man servant of the price of two thousand two hundred pounds of tobacco, in the whole amounting to the sume of twelve thousand six hundred & five pounds of tobacco And the said Jarvis in fact saith, that the aforesaid Goods & M^rchandizes amounting to the sume of twelve thousand six hundred & five pounds of tobacco unto the hands of the said John Gould as the ffactor of the said Richard Perry he did sell & deliver upon the proper accompt of the said Richard Perry & upon none other accompt whatsoever Whereby action doth accrue unto the said Jarvis to recover haue & receive of the said Richard Perry the said sume of twelve thousand six hundred & five pounds of tobacco And further the said Jarvis saith, that for further security for payment of the said twelve thousand six hundred & five pounds of tobacco,

he the said Jarvis did take the bill Obligatory of the said John Gould Liber N N
for the said sume, whose date is the day & yeare above written Yett
the said John Gould whilst he was ffactor of the said Richard, nor
the said Richard att any tyme since the said sume of twelve thou-
sand six hundred & fve pounds of tobacco hath not paid, but the
same to pay hath refused & as yet doth refuse, whereupon the said
Jarvis saith he is damnified & hath losse to the Value of twenty
thousand pounds of tobacco, & thereupon he bringes his suite.

And the said Richard by Christopher Rousby his Attorney cometh
& defendeth the force & injury when &c and prayeth liberty of speake-
ing hereunto untill next Court, & itt is granted him, the same day is
given to the said Jarvis also.

Now here att this day to witt the two & twentieth day of ffeb^{ry}
in the third yeare of the dominion of Charles Lord Baltemore &c
Anōq Doni 1677. came the said plaintiffe by his Attorney afore-
said & offered himselfe ag^t the said Richard in the plea aforesaid,
but the said Richard came not but made default Therefore itt is
considered by the Court here that the said Jarvis Ballard recover
against the said Richard Perry the sume of seven thousand seven
hundred & ninety pounds of tobacco damages occasioned by the
trespas aforesaid being the ballance of the accompt As also five
hundred fifty two pounds of tobacco costs of suite

James Connaway	}	This action is agreed
ag ^t		
Ralph Sedgwick		

Howells Ex ^{rs}	}	These six actions are continued untill April
ag ^t		
George Wells		
Henry Stocket		
ag ^t		
Tho: Bland		
W ^m Rawles Adm ^r		
Edward Coppage		
ag ^t		
Tho: ffrances		
John Moll		
ag ^t		
Stephen Tully		
W ^m Dare		
ag ^t		
John Brooke Adm ^r		
W ^m Worgan		
Christopher Hassell		
ag ^t		
Richard Nash		

Liber N N Morgan Jones
 ag^t } Garret VanSweringen late of S^t Maryes Citty
 Garret VSweringen. } in the County of S^t Maryes was Attached to
 Answer unto Morgan Jones in a plea of tres-
 pas upon the case

And whereupon the said Morgan by Kenelm Cheseldyn his At-
 torney complaineth, that whereas he the said Morgan the twentieth
 day of April in the yeare one thousand six hundred seventy five did
 covenant & agree with one Robert Harper a practitioner in phisick
 & Servant to the said Garret VanSweringen & with the lycence of the
 said Garrat to Administer unto the wife of him the said Morgan
 then languishing of a certaine distemper of body such meanes as the
 said Robert in his best judgem^t thought convenient for recovery of
 the said distemper. & for the same did agree with the said Robert to
 pay him for the same the sume of sixteen hundred pounds of tobacco
 Afterwards to witt the fourth day of Octob^r in the yeare one thou-
 sand six hundred seventy six, the said Garret VanSweringen then
 haveing occasion for tobacco, in consideracon that the said Morgan
 Jones would pay unto him the said Garret the sume of Eight hun-
 dred pounds of tobacco p^rsent in hand, the said Garret did assume
 upon himselfe & to the said Morgan did faithfully promise, that he
 the said Garret would discharge him the said Morgan from the said
 sume of sixteen hundred pounds of tobacco agreed to be paid to the
 said Robert Harper when itt should become due to him the said
 Robert And the said Morgan in fact saith, that he did upon the
 consideracon aforesaid pay unto the said Garret the sume of Eight
 hundred pounds of tobacco; aforesaid Notwithstanding which the
 said Garret did not discharge him the said Morgan from the said
 Robert for the debt aforesaid, but the said Robert recovered the
 same of him the said Morgan, whereupon the said Morgan saith he
 p. 437 is dampnified the sume of two thousand five hundred p^ds Of tobacco
 & thereupon he bringeth his suite

And the said Garret by Robert Carville his Attorney cometh &
 defendeth the force & injury when &c and prayeth liberty of speak-
 ing hereunto untill next Court & itt is granted him, the same day is
 given to the said Morgan also.

Now here att this day to witt the two & twentieth day of ffeb^r
 in the third yeare of the dominion of Charles Lord Baltemore &c
 Anog³ Doni 1677 came the said parties by their Attorneys afore-
 said And the said Garret saith, that he did not assume upon himselfe
 & to the said Morgan make such promise as the said Morgan hath
 above imposed upon him, & of this he putts himselfe upon the
 Countrey, & the said Morgan also Therefore comand is given to the
 Sheriffe of S^t Maryes County that he cause to come here twelve &c
 by whom &c who neither &c to recognize &c because as well &c And
 the Jurors impannelled being called likewise came to witt Thomas
 Cosden, Tho: Doxey, Henry Phippes, Tho: Bankes, John Askin,

Tho: Potter, Tho: Pattison, Richard ffenwick, Philip Lynes, John Brooke, W^m Thomas & Emanuel Ratcliffe who to say the truth in the p^rmisses being elected tryed & sworne upon their Oaths do say wee finde for the Defend^t Whereupon itt is granted by the Court here, that the said Garret VanSweringen recover ag^t the said Morgan Jones the sume of One thousand sixty five pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the said Morgan in mercy for his false claime.

Henry Stocket & James Stavely Ex^{rs} Nath^l Stiles

ag^t

Charles James

W^m Tregoe

ag^t

Jn^o Brooke Adm^r

W^m Worgan

Charles Howell

ag^t

Robert Hilton

the same

ag^t

Peter Dennis

Jaques Causeen

ag^t

Raymond Stapelford

Geo: Tyte

ag^t

Clem^t Hill

Dennis Sulevant

ag^t

Eliz^a Greene

These seven actions are continued untill next Court

Marke Cordea bound himselfe by Recognizance in open Court to pay to the Defend^t Raymond Stapelford costs of suite, if the p^lt Jaques Causeen shall be cast therein, & this cause continued

Tho: Taillor } Thomas Pattison late of Dorchester County was Attached To Answer unto Thomas Taillor of a plea of
ag^t }
Tho: Pattison } trespas upon the case

p. 438

And whereupon the said Thomas Taillor by Robert Carvile his Attorney complaineth, that whereas the said Thomas Pattison upon the third day of february One thousand six hundred seventy five was indebted to the said Thomas Taillor in divers sumes of tobacco for him the said Tho: Pattison by him the said Thomas Taillor laid out & expended And for divers Goods & M^cchandizes by him the said Thomas Taillor to the said Tho: Pattison sold & delivered, they the said Thomas Taillor & Tho: Pattison upon the said third day of february aforesaid att Dorchester County together did accompt as well of the tobaccoes from the said Thomas Pattison to the said Tho: Taillor due as aforesaid, as of divers other sumes of

And the said Thomas Pattison by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill next Court & itt is granted him, the same day is given to the said Tho: Taillor also

W ^m DeMayer	} Garret VanSweringen late of St Maryes City
ag ^t	
Garret VSweringen	gentl was attached to Answer unto W ^m DeMayer M ^r chant of a plea of tresparse upon the case

And whereupon the said W^m DeMayer by Robert Ridgely his Attorney saith, that whereas the said Garret the twenty eighth day of April One thousand six hundred seventy five upon ballance of all accompts between the said W^m & the said Garret, stood indelbted unto the said W^m in the sume of three thousand seven hundred fifty & seven pounds of tobacco In consideracon whereupon the said Garret did assume upon himselfe & to the said W^m did faithfully promise, that he the said Garret the said sume of three thousand seven hundred fifty & seven pounds of tobacco would lay out & dispose, & for the same purchase English Goods And the same English Goods with one Abraham Lubberstone Master of a New Yorke Sloop then rideing att anchor in the Province or some other Vessell bound for New York to the said W^m he the said Garret would send. Notwithstanding which the said Garret the said English Goods amounting to the sume of three thousand seven hundred fifty seven pounds of tobacco aforesaid to him the said W^m according to the promise aforesaid although often thereunto required hath not sent, but the same to send hath refused & denyed, & to send the same as yet doth refuse & deny to the damage of the said W^m tenn thousand pounds of tobacco, & thereupon he produceth his suite

And the said Garret VanSweringen by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speakeing hereunto untill next Court & itt is granted him the same day is given to the plaintiffe also

Nowhere att this day to witt the two & twentieth day of ffeb^r in the third yeare of the dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677. came the said plaintiffe by his Attorney aforesaid, & the said Garret in his proper person cometh also, & saith, that he is content that Judgem^t passe against him for the said sume of three thousand seven hundred fifty & seven pounds of tobacco without damages Whereupon itt is granted by the Court here, that the said plaintiffe recover against the said defend^t as well the said sume of three thousand seven hundred fifty & seven pounds of tobacco As also the sume of five hundred thirty six pounds of tobacco costs of suite

Tho: Notley Esq^r } The Sheriffe of S^t Maryes County haveing returned a cepi in this cause, the plaintiffe by Robert Ridgely his Attorney moved for speciall bayle

Tho: Lomax } Whereupon itt is ordered, that the def^t remaine

in the Custody of the Sheriffe aforesaid Untill he shall giue speciall bayle to Answer the action aforesaid & abide Judgem^t p. 440

Daniel Clarke } John Brooke late of Dorchester County Admist^r of the Goods & Chattels of W^m Worgan decd was
ag^t }
Jn^o Brooke Adm^r } Sumoned to Answer unto Daniel Clarke of a
W^m Worgan } plea that he render unto him seven thousand foure hundred seventy six pounds of tobacco which from him he unjustly detained

Liber N N And whereupon the said Daniel by Robert Carville his Attorney saith, that whereas the said W^m Worgan in his life tyme to witt upon the twenty eighth day of June One thousand six hundred seventy six by his certaine bill or writing obligatory sealed with the seale of him the said W^m & here in Court produced whose date is the day & yeare abovesaid, did confesse & acknowledge himselfe to owe & stand indebted to the said Daniel in the full & just Sume or quantity of seven thousand foure hundred seventy six pounds of good sound tobacco in caske to containe the same cleer of all ground leaves seconds or other bad tobacco due to be paid att the then dwelling house of the said W^m Worgan att or before the tenth day of Octobr then next ensueing Yet the said W^m Worgan in his life tyme or the said John since his death, the said sume of seven thousand foure hundred seventy six pounds of tobacco or any part thereof to the said Daniel according to the tenour of the said bill though often thereunto requested hath not paid, but the same to pay hath hitherto & still doth deny & refuse to the damage of the said Daniel twelve thousand pounds of tobacco & thereupon he bringeth his suite

And the said John Brooke by Charles Boteler his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speakeing hereunto untill next Court & itt is granted him, the same day is given to the plaintiffe also

Now here att this day to witt the two & twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1677 came the said Daniel by his Attorney aforesaid, & offered himself ag^t the said John Brooke in the plea aforesaid, but the said John came not but made default, Whereupon itt is granted by the Court here that the said Daniel Clarke recover against the Estate of the said W^m Worgan the sume of seven thousand foure hundred seventy six pounds of tobacco debt As also the sume of five hundred eighty foure pounds of tobacco costs of suite

Daniel Clarke	}	John Brooke late of Dorchester County Admist ^r
ag ^t		of all & singuler the Goods & Chattels of W ^m
Jn ^o Brooke Adm ^r		Worgan deceased was Sumoned to answer unto
W ^m Worgan	}	Daniel Clarke of a plea that he render unto him
		six thousand five hundred thirty six pounds of

tobacco which from him he unjustly detaineth

And whereupon the said Daniel by Robert Carville his Attorney saith, that whereas the said W^m upon the Eleventh day of Septemb^r one thousand six hundred seventy six, by his certaine bill or writing obligatory sealed with the seale of him the said W^m & here in Court produced whose date is the day & yeare abovesaid, did confesse & acknowledge to owe & stand Indebted to the said Daniel in the full & just sume of six thousand five hundred thirty six pounds of good sound tobacco & caske to be paid att the said Williams then dwelling

plantacon att or before the tenth day of Octob^r then next following
 Yet the said W^m in his life tyme or the said John since his death
 the said sume of six thousand five hundred thirty six pounds of
 tobacco to him the said Daniel according to the tenour of the said
 bill though often thereunto requested hath not hitherto paid or satis-
 fied, but the same to pay have & still doe deny to the damage of the
 said Daniel tenn thousand pounds of tobacco & thereupon he bring-
 eth his suite Liber N N

And the said John Brooke by Charles Boteler his Attorney cometh
 & defendeth the force & injury when &c and prayeth liberty of speake-
 ing hereunto untill next Court & itt is granted him, the same day
 is giuen to the said Daniel also

Now here att this day to witt the two & twentieth day of ffeb^{ry}
 in the third yeare of the dominion of Charles Lord Baltemore &c
 Ano^o Doni 1677 came the said plaintiffe by his Attorney aforesaid,
 & offered himselfe ag^t the said John Brooke in the plea aforesaid
 but the said John came not but made default, therefore itt is con-
 sidered by the Court here, that the said Daniel Clarke recover
 against the Estate of the said W^m Worgan as well the sume of six
 thousand five hundred thirty six pounds of tobacco debt As also
 the sume of five hundred eighty four pounds of tobacco costs of
 suite

John Ogle ag ^t George Oldfeild	}	George Oldfeild late of Cecil County gent ^l other- wise called George Oldfeild of Cecil County in the Province of Maryland gent ^l was sumoned to An- swer unto John Ogle of a plea that he render unto him the full & just sume of two thousand pounds of good sound M ^r chantable tobacco & caske which to him he oweth & unjustly detaineth
---	---	--

And whereupon the said John Ogle by Robert Ridgely his At-
 torney saith, that whereas the said George the third day of May One
 thousand six hundred seventy six by his certaine bill Obligatory
 sealed with the seale of him the said George & here in Court pro-
 duced whose date is the day & yeare aforesaid did binde himselfe
 to pay or cause to be paid to the said John the full & just sume of
 two thousand pounds of good sound M^rchantable tobacco & caske
 to be paid to the said John his heyres & assignes in some convenient
 place in Cecil County upon all demands after the date thereof for
 the true paym^t whereof the said George did binde himselfe his
 heyres & assignes firmly by those p^rsents Yet the aforesaid George
 the said sume of two thousand pounds of tobacco to him the said
 John according to the tenor of the said bill Obligatory although often
 thereunto required hath not paid, but the same to pay hath refused &
 denyed & as yet doth refuse & deny, whereupon the said John saith
 he is dampnified & hath losse to the Value of three thousand pounds
 of tobacco & thereupon he produceth his suite

Liber N N And the said George Oldfeild by John Jones his Attorney cometh
 p. 442 And defendeth the force & injury when &c & prayeth liberty of speaking hereunto untill next Court & itt is granted him, the same day is given to the plaintiffe also

Now here att this day to witt the two & twentieth day of ffebru^{ry} in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677 came the plaintiffe by his Attorney aforesaid & offered himselfe against the said Geo: Oldfeild in the plea aforesaid, but the said George came not but made default, therefore itt is considered by the Court here that the said plaintiffe recover against the said Defend^t as well the sume of two thousand pounds of tobacco debt As also five hundred thirty six pounds of to^b costs of suite

Edward English } George Oldfeild late of Cecil County gent^t other-
 ag^t } wise called Geo: Oldfeild of the County of Cecil
 George Oldfeild } was Sumoned to Answer unto Edw^a English of
 Cecil County M^rchant of a plea that he render unto
 him Eightene hundred pounds of good sound M^rchantable to^b in
 caske which to him he oweth & unjustly detaineth

And whereupon the said Edw^a by Robert Ridgely his Attorney saith, that whereas the said George the seventh day of Septemb^r one thousand six hundred seventy six by his certaine bill obligatory sealed with the seale of him the said George & here in Court produced whose date is the day & yeare aforesaid did acknowledge himselfe to be holden & firmly bounden unto the said Edward in the said sume of Eighteen hundred pounds of good sound tobacco in caske to be paid to the said Edward English or to his certaine Attorney his heyres Ex^{rs} Adm^{rs} or assignes upon demand in some convenient place in the said County To which paym^t well & truely to be made the said George did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents notwithstanding which the said George the said sume of Eightene hundred pounds of tobacco to him the said Edward according to the tenour of the said bill Obligatory although often thereunto required hath not paid, but the same to pay hath denyed & as yet doth deny, whereupon the said Edward saith he is dampnified & hath losse to the Value of two thousand five hundred pounds of tobacco & thereupon he produceth his suite

And the said George Oldfeild by John Jones his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill next Court & itt is granted him, the same day is given to the plaintiffe also

Now here att this day to witt the two & twentieth day of ffebruary in the third yeare of the dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677 came the said Edward English by his Attorney aforesaid, & offered himselfe against the said George Oldfeild in the plea aforesaid, but the said George came not but made default

Therefore itt is considered by the Court here that the said plaintiffe recover against the said Defend^t the said sume of Eighteene hundred pounds of tobacco debt, as also five hundred thirty six pounds of tobacco costs of suite. Liber N N

John Burridge }
 ag^t }
 Eliza Green & } This action is continued untill next Court.
 Tho: Potter }

Edward Inglish } George Oldfeild late of Cecil County gent^l other- P. 443
 ag^t } wise called George Oldfeild of the County of Cecil
 George Oldfeild } was sumoned to Answer unto Edw^a Inglish of a
 } plea that he render unto him the just quantity of
 sixteen hundred sixty & one pounds of good sound M^rchantable
 tobacco & caske which to him he oweth & unjustly detaineth

And whereupon the said Edward by Robert Ridgely his Attorney saith, that whereas the said George the seventh day of Septemb^r one thousand six hundred seventy six by his certaine bill Obligatory sealed with the seale of him the said George & here in Court produced whose date is the day & yeare aforesaid, did acknowledge himselfe to be holden & firmly bounden unto the said Edward in the just quantity of sixteen hundred sixty & one pounds of good sound M^rchantable tobacco & caske, to be paid to the said Edward Inglish or to his certaine Attorney his heyres Ex^{rs} Adm^{rs} or assignes att or upon the tenth of Octob^r next ensuing in some convenient place in the said County, To which payment well & truely to be made the said George did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents Notwithstanding which the said George the said sume of sixteen hundred & one pounds of tobacco to him the said Edw^a according to the tenour of the said bill Obligatory although often thereto required hath not paid, but the same to pay hath denyed & as yet doth deny, whereupon the said Edward saith he is dampnified & hath losse to the Value of two thousand five hundred pounds of tobacco & thereupon he produceth his suite

And the said George by John Jones his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill next Court & itt is granted him, the same day is given to the said Edward

Now here att this day to witt the two & twentieth day of febr^y in the third yeare of the dominion of Charles Lord Baltemore &c Annoq³ Doni 1677 came the said plaintiffe by his Attorney aforesaid & offered himselfe ag^t the said George in the plea aforesaid, but the said George came not but made default Therefore itt is considered by the Court here, that the said Edward Inglish recover against the said George Oldfeild as well the said sume of sixteen hun-

Liber N N dred sixty & one pounds of debt As also five hundred thirty six pounds of tobacco costs of suite

Walter Sencarfe	}	John Brooke Adm ^r of all & singuler the Goods
ag ^t		Chattels rights & creditts which were of W ^m
Jn ^o Brooke Adm ^r		Worgan deceased was sumoned to Answer unto
W ^m Worgan	}	Walter Sencarfe of a plea that he render unto him
		the full & entire paym ^t of three thousand two

hundred & thirty pounds of good & large bright tobacco & caske to containe the same which from him he unjustly detaineth

And whereupon the said Walter Sencarfe by Robert Ridgely his Attorney saith, that whereas the said W^m Morgan in the life tyme of the said W^m to witt the first day of March One thousand six hundred Seventy foure by his certaine bill obligatory sealed with the Seale of him the said W^m & here in Court produced whose date is the day & yeare aforesaid for a Valuable consideracon in hand all-ready received, did confesse himselfe to owe & firmly stand bound
 p. 444 unto the said Walter in the full & Intire payment of three thousand two hundred & thirty pounds of good large bright tobacco & caske to containe the same cleere of ground leaves or second the above-said sume to be paid to the aforesaid Walter Sencarfe or his certaine Attorney his heyres Ex^{rs} Ad^{rs} or assignes upon the plantacon of the said W^m in little Choptanck att or upon the tenth day of October next ensueing the date of the same bill obligatory, for the which payment well & truely to be made the said W^m did binde himselfe his heyres Ex^{rs} & Adm^s firmly by those p^rsents Notwithstanding which the said W^m in his life tyme nor the said John since his death to whom Adm^{ion} of all & singuler the Goods Chattels rights & Creditts which were of the said Williams since his death hath bin comitted the said sume of three thousand two hundred & thirty pounds of tobacco to him the said Walter according to the tenour of the said bill Obligatory although often thereunto required have not paid, but the same to pay have denyed & as yet doth deny, whereupon the said Walter saith he is damnified & hath losse to the Value of foure thousand pounds of tobacco, & thereupon he produceth his suite

And the said John Brooke in his proper person cometh and defendeth the force & injury when &c and saith nothing in barr of the plaintiffes action so as aforesaid brought Therefore itt is considered by the Court here this day to witt the one & twentieth day of ffeb^{ry} in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677 that the said plaintiffe recover against the Estate of the said W^m Worgan the aforesaid debt of three thousand two hundred & thirty pounds of tobacco And also five hundred thirty six pounds of tobacco costs of suite.

Edw ^d English	}	Thomas Bennet late of S ^t Maryes County	Liber N N
Adm ^r Roger Thorpe		planter otherwise called Thomas Bennet of	
ag ^t		the County of S ^t Maryes in the Province of	
Tho: Bennet		Maryland was Summoned to Answer unto	
		Edward English Adm ^r of all & singuler the	

Goods Chattels & creditts which were of Roger Thorpe deceased of a plea that he render unto him the full & just Sume of five thousand six hundred & thirty pounds of good sound leafe tobacco & sufficient caske to containe the same which from him he unjustly detaineth

And whereupon the said Edward by Robert Ridgely his Attorney saith, that whereas the said Thomas the two & twentieth day of June One thousand six hundred seventy six by his certaine bill obligatory sealed with the Seale of him the said Thomas & here in Court produced whose date is the day & yeare aforesaid, did binde himsele to pay or cause to be paid unto the said Roger or his Ex^{rs} or assignes or lawfull Attorney the full & just Sume of five thousand six hundred & thirty pounds of good sound leafe tobacco and sufficient caske to containe the same, to be paid either in S^t Maryes or Cecil County, att or before the tenth day of Novemb^r next ensueing the date of the same bill obligatory To the which payment well & truely to be made & performed, the said Thomas did binde himsele his Ex^{rs} Adm^{rs} or assignes firmly by those p^rsents Notwithstanding which the said Thomas Bennet the said sume of five thousand six hundred & thirty pounds of tobacco to him the said Roger in his life tyme, nor to the said Edward since his death to whom Adm^{con} Of all & singuler the Goods Chattels rights & creditts of the said Roger since his death hath bin comitted, though often thereunto required according to the tenour of the said bill Obligatory hath not paid, but the same to pay hath denyed & as yet doth deny, whereupon the said Edward saith he is damnified & hath losse to the Value of six thousand pounds of tobacco & thereupon he bringeth his suite And the said Edward bringeth into Court here the letters of Adm^{con} to him granted of the Estate of the said Roger, that itt may appeare to the Court here that thereof he hath the Adm^{con}. p. 445

And the said Thomas Bennet by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speakeing hereunto next Court, & itt is granted him, the same day is given to the said Edward also.

Now here att this day to witt the three & twentieth day of february in the third yeare of the dominion of Charles Lord Baltemore &c Annoq^o Doni 1677. came the said Edward English by his Attorney aforesaid, & offered himsele against the said Thomas Bennet in the plea aforesaid, but the said Thomas came not but made default Therefore itt is considered by the Court here, that the said plaintiffe recover against against the said Defend^t the aforesaid debt of five

Liber N N thousand six hundred & thirty pounds of tobacco As also five hundred thirty six pounds of tobacco costs of suite

Henry Stocket & James
Stavely Ex^{rs} of Nath^l
Styles

ag^t

Henry Johnson &
Eliz^a ux^r Adm^x Nath^l
Utye

Henry Johnson & Elizabeth his wife Adm^x
of the Goods & Chattels of Nathaniel Vtye
deceased was Attached to answer unto
Henry Stocket & James Stavely Ex^{rs} of the
last Will & testam^t of Nathaniel Stiles de-
ceased of a plea of trespas of the case

And whereupon the said Henry & James
by Robert Carville their Attorney say, that

whereas the said Nathaniel Vtye upon the fifteenth day of May & the sixth day of July in the year of our Lord One thousand six hundred seventy five had bought & received of the said Nathaniel Stiles divers Goods & M^cchandizes att several rates & prices amounting in the whole to the sume of Eight thousand five hundred eighty & six pounds of tobacco a particular accompt whereof is hereunto annexed he the said Nathaniel Vtye in consideracon thereof did assume upon himselfe & to the said Nathaniel Stiles did faithfully promise, that he the said Nathaniel Vtye the said sume of Eight thousand five hundred Eighty six pounds of tobacco to him the said Nathaniel Stiles would well & truely satisfie & pay when he should be thereunto lawfully required And the said Henry & James say in fact, that the said Nathaniel Styles in his life tyme received of the said Nathaniel Vtye the sume of Eleven hundred forty two pounds of tobacco, And that there rested due to the said Nathaniel Stiles the sume of seven thousand foure hundred forty foure pounds of tobacco Yet notwithstanding the said Nathaniel Utye his promise & assumption aforesaid little regarding, but deviseing & fraudulently intending him the said Nathaniel Styles in that behalfe craftily & subtilly to defraud & deceive, he the said Nathaniel Vtye in his life tyme or the said Eliz^a since his death while she was sole, nor the said

p. 446

Henry & Eliz^a since their intermarriage, the said sume of seven thousand foure hundred forty foure pounds of tobacco to him the said Nathaniel Styles in his life tyme or to the said Henry or James since his death though often thereunto required have not hitherto paid or satisfied but the same to pay & satisfie have hitherto denied & still doe deny and refuse to the damage of the said Henry & James twelve hundred pounds of tobacco & thereupon they bring their suite.

And the said Defend^{ts} by Robert Ridgely their Attorney come & defend the force & injury when &c and pray liberty of speakeing hereunto untill next Court & itt is granted them, the same day is given to the plaintiffe also.

Now here att this day to witt the three & twentieth day of ffebruary in the third year of the dominion of Charles Lord Baltemore &c

Annoq̃ Doni 1677. came the said parties by their Attorneys afore-
 said And the said Henry & Eliz^a by Robert Ridgely their Attorney
 say, that the said Nath^l did not assume & promise in manner & forme
 as the said Henry & James above have declared, & of this they putt
 themselves upon the Countrey, & the plaintifffes also. Therefore
 comand is given to the Sheriffe of S^t Maryes County that he cause to
 come here twelve &c by whom &c who neither &c to recognize &c
 because as well &c And the Jurors impannelled being called likewise
 came to witt Thomas Cosden, Tho: Doxey, Henry Phippes, Tho:
 Banks, Jn^o Askin, Tho: Potter, Tho: Pattison, Richard ffenwick,
 Philip Lynes Tho: Keyting W^m Thomas, & Emanuel Ratcliffe who
 to say the truth in the p^rmisses being elected tryed & sworne the said
 plaintifffes Refused to make further prosecution in this suite where-
 upon a Nonsuite was Awarded against them

Liber N N

Richard Dell } Thomas Doxey late of S^t Maryes County was At-
 ag^t } tached to Answer unto Richard Dell M^rchant of a
 Tho: Doxey } plea of trespass assault & battery

And whereupon the said Richard by Robert Carvile
 his Attorney saith, that upon the twenty fourth day of June One
 thousand six hundred seventy seven being sunday att the City of
 s^t Maryes, the said Tho: Doxey upon him the said Richard Dell
 with force & armes did make an assault & beat him & wound & ill
 handle him, so that of his life itt was despaired, & other injurys to
 him did to the damage of the said Richard Dell & ag^t the peace of
 the right Hon^{ble} the Lord Prop^ry where upon he saith he is damnified
 & hath losse to the Value of five thousand pounds of tobacco & there-
 upon he bringeth his suite.

And the said Thomas Doxey by Robert Ridgely his Attorney com-
 eth & defendeth the force & injury when &c and prayeth liberty of
 speakeing hereunto untill next Provinciaall Court & itt is granted him,
 the same day is given to the said Richard also.

Now here att this day to witt the three & twentieth day of ffeb^ry
 in the third yeare of the Dominion of Charles Lord Baltemore &c
 Annoq̃ Doni 1677. came the said parties by their Attorneys aforesaid
 And the said Thomas saith, that he is not guilty of the trespass as-
 sault & battery as the plaintiffe above against him hath declared, & of
 this he putts himselfe upon the Country & the plaintiffe also There-
 fore comand is giuen to the Sheriffe of S^t Maryes County that he
 cause to come here twelve &c by whom &c who neither &c to Recog-
 nize &c because as well &c Att which said three & twentieth day of
 came the parties by their Attorneys aforesaid And the Jurors im-
 panneld being called likewise came to witt Thomas Sprigg, Tho:
 Courtney, Morgan Jones, Roger Tole, Edward Horne, Tho: Ball,
 John Hollins, ffrancis Hill, Jn^o Brooke, Tho: Carlisle, Tho: Innis &
 Edward Sauvage who being elected tryed & sworne to try the issue

p. 447

Liber N N joyned between the said parties the said Richard Dell refused to make further prosecution in this suite Whereupon a Nonsuite was awarded against him And itt is granted by the Court here, that the said Thomas Doxey recover against the said Richard Dell the sume of Nineteen hundred forty & five pounds of to^b for his costs & charges by him about his defence in this behalfe laid out & expended And the plaintiffe in mercy for his false clayme.

John Kemball } Vincent Lowe Esq^r was Attached to Answer unto
 ag^t } John Kemball of a plea of trespas upon the case
 Vincent Lowe } And the said Vincent by Christopher Rousby his
 Attorney cometh & defendeth the force & injury
 when &c and prayeth liberty to imparle hereunto untill next Pro-
 vinciall Court & itt is granted him, the same day is given to the said
 John Kemball.

Now here att this day to witt the sixteenth day of ffeb^{ry} in the
 third year of the Dominion of Charles Lord Baltemore & Annoq^{ue}
 Doni 1677. came the said Vincent Lowe by his Attorney aforesaid,
 but the said John Kemball came not but made default Whereupon itt
 is granted by the Court here that a Nonsuite be awarded against the
 said John Kemball And that the said Vincent Lower recover against
 the said John Kemball the sume of _____ pounds of tobacco
 for his costs & charges by him about defence in this behalfe laid out
 & expended And the said John in mercy.

Charles James	}	These six actions are continued untill next Court
ag ^t		
Henry Stocket & Ja:		
Stavely Ex ^{rs} Styles		
Moyes Ex ^{rs}		
ag ^t		
Margery Stone Ex ^x		
Matthew Stone		
Jn ^o Baker		
ag ^t		
Sam ^l Tovey Adm ^r		
Vincent Atchison		
Tho: Gilbert		
ag ^t		
Jn ^o Brooke Adm ^r		
W ^m Worgan		
Henry Stocket & Ja:		
Stavely Adm ^{rs} Stiles		
ag ^t		
Jon ^a Sibrey		

the same Adm^r Tho: }
 Salmon }
 ag^t }
 Charles James }

Liber N N

Robert Carville } Richard ffenwick Adm^r of the Goods & Chattels of p. 448
 ag^t } Cuthbert ffenwick deceased was Attached to An-
 Richd ffenwick } swer unto Robert Carville one of the Attorneys of
 Adm^r Cuthbert } this Court according to the priviledges &c of a plea
 ffenwick } that he render unto him foure hundred & sixty
 pounds of tobacco which from him he unjustly
 detaineth.

And whereupon the said Robert in his proper person saith, that whereas the said Cuthbert on the second day of August One thousand six hundred seventy six, by his certaine bill or obligacon sealed with the seale of him the said Cuthbert & here in Court produced, whose date is the day & yeare above said, did confesse himselfe to owe & stand indebted to the said Robert in the full & just sume of foure hundred & sixty pounds of good sound M^cchantable tobacco in caske to be paid to the said Robert upon demand in some convenient place in Calvert County, Yet the said Cuthbert the said sume of foure hundred & sixty pounds of tobacco in his life tyme to him the said Robert, nor the said Richard since his death the said sume have paid or satisfied though often thereunto requested, but the same to pay have hitherto & still doe deny, to the damage of the said Robert One thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Richard by Charles Boteler his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill next Court & itt is granted him, the same day is given to the said Robert.

Now here att this day to witt the three & twentieth day of ffeb^ry in the third yeare of the dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677. came the said Robert Carville & offered himselfe against the said Richard in the plea aforesaid, but the said Richard came not but made default, Therefore itt is considered by the Court here That the said plaintiff recover against the Estate of the said Cuthbert ffenwick the aforesaid debt of foure hundred & sixty pounds of tobacco And also five hundred eighty four pounds of tobacco costs of suite.

Henry Laurence & } Garret VanSweringen late of the Citty of s^t
 ux^r } Maryes gent^l, otherwise called Garret Van-
 ag^t } Sweringen of the Citty of S^t Maryes & in the
 Garret VSweringen } County of S^t Maryes gent^l was sumoned to
 answer unto Henry Laurence & ffances his
 wife lately called ffances Hyde widdow of a plea that he render

Liber N N unto them the whole & just Sume or quantity of one thousand seven hundred ninety & foure pounds of good sound M^cchantable leafe tobacco in caske which from them he unjustly detaineth

And whereupon the said Henry & ffrances by Robert Ridgely their Attorney say, that whereas the said Garret the seventh day of March one thousand six hundred seventy five, by his certaine bill Obligatory sealed with the 'seale of the said Garret & here in Court produced whose date is the day & yeare aforesaid, did acknowledge himselfe to be oweing & firmly indebted unto the said ffrances by the name of ffrances Hide the whole & just Sume or quantity of one thousand seven hundred ninety & foure pounds of good sound M^cchantable
 p. 449 leafe tobacco in caske to be paid Att some convenient place in S^t Maryes River att or upon the tenth day of October next ensueing the day of the date of the same bill Obligatory And for good performance thereof the said Garret did binde himselfe his heyres Ex^{rs} Adm^{rs} assignes & lawfull Attorneys Notwithstanding which the said Garret the said sume of One thousand seven hundred ninety foure pounds of tobacco to her the said ffrances while she was sole, nor to the said Henry & ffrances since the Nuptialls between them celebrated according to the tenour of the said bill Obligatory although often thereunto required hath not paid, but the same to pay hath denyed & as yet doth deny, whereupon the said Henry & ffrances say they are damnified & have losse to the Value of two thousand pounds of tobacco & thereupon they produce their suite

And the said Garret VanSweringen by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted him, the same day is given to the plaintiffes also.

Now here att this day to witt the three & twentieth day of ffebruary in the third yeare of the dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677 came the said plaintiffes by their Attorney aforesaid & offered themselves against the def^t in the plea aforesaid, but the defend^t came not but made default, Whereupon itt is granted by the Court here, that the said Henry & ffrances recover against the said Garret the aforesaid debt of One thousand seven hundred ninety foure pounds of tobacco As also five hundred thirty six pounds of to^b costs of suite

Garret VSweringen	}
ag ^t	
James Mills Ex ^r	
Sam ^l Boston	
Henry Stocket & Ja :	
Stavely Ex ^{rs} Nath ^l	
Stiles	
ag ^t	
the same	

Phillis Downman	}	These seven actions are continued untill next Court
ag ^t		
Rob ^t Doyne & ux ^r		
Adm ^x Jn ^o Thomas		
ffrancis Dorrington		
ag ^t		
Jn ^o Sunderland Adm ^r		
James Humes		
the same		
ag ^t		
the same	}	
Garret VSweringen		
ag ^t		
Vincent Lowe		
Morgan Jones		
ag ^t		
Tho: Jones		

Henry Parker } John Rawlings late of Dorchester County otherwise p. 450
 ag^t } called John Rawlings of Dorchester County in the
 Jn^o Rawlings } Province of Maryland was Sumoned to Answer unto
 Henry Parker gentl in a plea that he render unto
 him foure thousand nine hundred & seventy pounds of tobacco &
 cask which to him he oweth & unjustly detaineth

Whereupon the said Henry Parker by Vincent Lowe his Attorney
 complaineth, & saith, that he the said John on the fifteenth day of
 May Annoq One thousand six hundred seventy foure by his certaine
 writeing obligatory sealed with the seale of him the said John &
 here in Court produced whose date is the day & yeare above written
 did binde himselfe his heyres Ex^{rs} & Adm^{rs} to pay unto him the said
 Henry Parker his heyres Ex^{rs} or assignes upon the tenth day of
 October next ensuing the date thereof in little Choptanck River the
 full & just sume of foure thousand nine hundred & seventy pounds
 of tobacco & cask Yet the aforesaid sume of tobacco the said John
 hath not paid to him the said Henry, but hath & yet doth refuse
 to pay the same, whereupon he the said Henry saith he is damnified
 & hath losse to the Value of six thousand pounds of tobacco, & there-
 upon he brings his suite

And the said John Rawlings by Robert Ridgely his Attorney
 cometh & defendeth the force & injury when &c and prayeth liberty of
 speakeing hereunto untill next Court, the same day is given to both
 parties

Now here att this day to witt the five & twentieth day of ffebruary
 in the third yeare of the Dominion of Charles Lord Baltemore &c
 Annoq Doni 1677. came the said Henry Parker by his Attorney
 aforesaid And the said John Rawlings in his proper person came

Liber N N also, & saith nothing in barr or avoidance of the action aforesaid of him the said Henry Parker, whereupon the said Henry remaineth ag^t the said John thereupon wholly undefended Therefore itt is granted by the Court here, that the said Henry Parker recover against the said John Rawlings as well the sume of foure thousand nine hundred & seventy pounds of tobacco the debt aforesaid As also five hundred forty foure pounds of tobacco costs of suite

W ^m Gittings	{	Richard ffenwick Adm ^r of the Goods, Chat-
ag ^t		tells & Creditts of Cuthbert ffenwick deceased
Richard ffenwick Adm ^r		was Attached to Answer unto W ^m Gittings
Cuthbert ffenwick	}	in a plea of trespassee upon the case.

And whereupon the said W^m by Christopher Rousby his Attorney complaineth that whereas the said W^m the three & twentieth day of March One thousand six hundred seventy two att Petuxent in Calvért County in the Province aforesaid was possessed of certaine Goods Chattels & Cattle, as of his owne Goods Chattels & Cattle, a particular whereof is here in Court produced amounting to the Value of Eight thousand three hundred fifty two pounds of tobacco And being thereof so possessed the same Goods Chattels & Cattle afterwards to witt the said three & twentieth day of March att Petuxent aforesaid to the hands & possession of the said Cuthbert ffenwick by findeing came Notwithstanding the said Cuthbert well knowing the said Goods Chattels & Cattle to be the Goods Chattels & Cattle of him the said W^m Gittings & to him the said W^m of right to belong and appertaine, but meaning & intending him the said W^m in this behalfe craftily To deceive, the same Goods Chattels & Cattle though often in his life tyme thereunto required unto the said W^m hath not delivered nor any reasonable satisfaction for the same, but the same Goods Chattels & Cattle afterwards to witt the tenth day of April One thousand six hundred seventy three att Petuxent aforesaid to the proper use & comodity of him the said Cuthbert did dispose & convert And the said Richard ffenwick to whom Adm^{con} of all & singuler the goods Chattels & Creditts of him the said Cuthbert after the death of the said Cuthbert was comitted, the said Goods Chattels & Cattle of him the said W^m so by the said Cuthbert in his life detained & converted to his owne use as aforesaid or reasonable satisfaction for the same unto the said W^m since the death of the said Cuthbert though often thereunto required hath not delivered or made, but the same to deliver or make altogether refuseth whereupon the said W^m Gittings saith he is the worse & hath losse to the Value of tenn thousand pounds of tobacco, and thereupon he brings his suite

And the said Richard ffenwick by Charles Boteler his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill next Court, The same day is given to both parties.

Nowhere att this day to witt the three & twentieth day of february Liber N N
 in the third yeare of the Dominion of Charles Lord Baltemore &
 Annoꝝ Doni 1677. came the said W^m Gittings by his Attorney afore-
 said, & offered himselfe against the said Richard ffenwick in the
 plea aforesaid, but the said Richard came not but made default,
 Whereupon itt is granted by the Court here, that the said W^m Git-
 tings recover against the Estate of the said Cuthbert ffenwick the
 sume of Eight thousand three hundred fifty two pounds of tobacco
 for the Value of the Goods Chattels & Cattle aforesaid And also
 seven hundred & foure pounds of tobacco costs of suite

Edward Tarleton	}	James Lewis late of S ^t Maryes County planter
ag ^t		otherwise called James Lewis of S ^t Michaels Hun-
James Lewis	}	dred in the County of S ^t Maryes was Sumoned to
		Answer unto Edward Tarleton of a plea that he
		render unto him the full & just sume or quantity of Sixteene hun-
		dred pounds of good sound & M ^r chantable tobacco & caske w ^{ch} to
		him he oweth & unjustly detaineth

And whereupon the said Edward by Robert Ridgely his Attorney
 saith, that whereas the said James the sixteenth day of January One
 thousand six hundred seventy foure by his certaine bill Obligatory
 sealed with the Seale of him the said James & here in Court pro-
 duced, whose date is the day & yeare aforesaid, did acknowledge
 himselfe to be holden & firmly bound unto the said Edward in the
 full & just Sume or quantity of sixteene hundred pounds of good
 M^rchantable tobacco in caske, to pay or cause to be paid to him or to
 his heyres Ex^{rs} Adm^{rs} or to his certaine Attorney to be paid in some
 convenient place in the Hundred aforesaid att or upon the tenth
 day of Octob^r next ensueing the date thereof, To the which pay-
 ment well & truely to be made the said James did binde himselfe his
 heyres Ex^{rs} Adm^{rs} or assignes firmly by those p^rsents Notwithstand-
 ing which the aforesaid James Lewis the said sume Of sixteen hun- p. 452
 dred pounds of tobacco to him the said Edward according to the
 tenor of the said writing obligatory Although often thereunto re-
 quired hath not paid, but the same to pay hath denyed & as yet doth
 deny, whereupon the said Edward saith he is damnified & hath losse
 to the Value of two thousand pounds of tobacco, & thereupon he
 bringeth his suite.

And the said James Lewis by Kenelm Cheseldyn his Attorney
 cometh & defendeth the force & injury when &c and prayeth liberty
 of speakeing hereunto untill next Court, the same day is given to
 both parties.

Now here att this day to witt the three & twentieth day of feb^{ry}
 in the third yeare of the Dominion of Charles Lord Baltemore &
 Annoꝝ Doni 1677. came the said parties by their Attorneys afore-
 said And the said James Lewis saith nothing in barr or avoidance of

Liber N N the action aforesaid of him the said Edward, whereupon the said Edward Tarleton remaineth ag^t the said James Lewis thereupon wholly undefended Therefore itt is granted by the Court here, that the said Edward Tarleton recover ag^t the said James Lewis as well the sume of Sixteen hundred pounds of tobacco the debt aforesaid As also Eight hundred & Seventeen pounds of tobacco costs of suite.

Morgan Jones Adm ^r	} James Lewis late of St Maryes County planter
Geo: Charlesworth	
ag ^t	
James Lewis	

was Attached to Answer unto Morgan Jones
Adm^r of the Goods & Chattels of George
Charlesworth deceased in a plea of trespas
upon the case.

And whereupon the said Morgan by Kenelm Cheseldyn his Attorney complaineth that whereas the said George in his life tyme, to witt the thirtieth day of Septemb^r in the yeare of our Lord, One thousand six hundred seventy five did sell & deliver unto the said James Lewis one man Servant att the price of twelve hundred pounds of tobacco, & three barrels of Indian Corne att three hundred pounds of tobacco, & one man Servant more att two thousand foure hundred pounds of tobacco, & one hundred twenty six pounds of beefe att one pound & halfe of a pound of tobacco p pound, in all one hundred eighty nine pounds of tobacco, All which said several sumes in the whole amount to the sume of foure thousand eighty nine pounds of tobacco In consideracon whereof the said James did assume upon himselfe & to the said Geo: Charlesworth did faithfully promise, that he the said James when thereupon required the same would well & truly content & pay, Notwithstanding which the said James the same to him the said George in his life tyme hath not paid though often thereunto required, nor to the said Morgan since his death, Adm^r of all & singuler the Goods & Chattels which were the said Georges att the tyme of his death since his death to him comitted though often required, but the same to pay hitherto hath & still doth deny to pay, to the damage of the said Morgan five thousand pounds of tobacco, & thereupon he bringeth his suite. And the said Morgan bringeth here in Court the letters of Administracon to him granted, that itt may appeare to the Court here that he is Adm^r of the Estate of the said George, & thereupon to have Adm^{con}

And the said James Lewis by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speakeing hereunto next Court, & itt is granted him, the same day is given to the plaintiffe also.

p. 453 Now here att this day to witt the twenty fifth day of ffebruary in the third Yeare of the Dominion of Charles Lord Baltemore &c Annoq 1677. came the said parties by their Attorneys aforesaid And the said James saith, that he did not assume upon himselfe & to the said George make such promise as the said Morgan hath above im-

posed upon him, & of this he putteth himselfe upon the Countrey, & the said Morgan also. Therefore command is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because as well &c Att which said twenty fifth day of february in the yeare aforesaid came the said partyes by their Attorneys aforesaid And the Jurors impannelled being called likewise came to witt Tho: Cosden, Tho: Doxey, Henry Phipes, Tho: Bankes, John Askin, John Garnis, Edward Pynn, Richard ffenwick Edmond Dermott, Tho: Keyting W^m Thomas & Emanuel Ratcliffe who being elected tryed & sworne to say in the p^rmisses upon their Oathe doe say Wee finde for the plaintiffe three thousand foure hundred thirty nine pounds of tobacco with costs of suite Therefore itt is granted by the Court here, that the said Morgan Jones Adm^r of the said Geo: Charlesworth recover against the said James Lewis the sume of three thousand foure hundred thirty nine pounds of tobacco damages occasioned by the trespas aforesaid As also the sume of pounds of tob^o costs of suite

John Blomfeild	} George Yate late of Ann Arundell County gentl
ag ^t	
George Yate	} was attached to Answer unto John Blomfeild Clerke
	} of the Provincial Court according to the liberties &
	} priviledges &c allowed in a plea of trespas upon
	} the case

And whereupon the said John by Kenelm Cheseldyn his Attorney saith that whereas the said George the eleventh day of January in the yeare of our Lord One thousand six hundred sixty seven stood justly indebted to the said John in the just Sume of three & thirty shillings, ster^t, In consideracon whereof the said George did assume upon himselfe & to the said John did faithfully promise, that he the said George the said sume of thirty three shillings ster^t when thereunto required would well & truely satisfie & pay if in peices of Eight att foure shillings p peice Notwithstanding the said George his assumption aforesaid not regarding, but fraudulently Intending him the said John of the said thirty three shillings ster^t to defraud & deceive, the said sume of thirty three shillings to the said John though oftentimes thereunto required hath not paid but the same to pay hath denyed & as yet doth deny & refuse, whereupon the said John saith he is damnified & hath losse to the Value of three pounds ster^t, & thereupon he bringeth suite.

And the said George Yate by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speakeing hereunto untill next Court & itt is granted him, the same day is given to the said Jnⁿ Blomfeild also.

Now here att this day to witt the twenty fifth day of february in the third yeare of the Dominion of Charles Lord Baltemore &c

Liber N N Annoq̃ Doni 1677 came the said parties by their Attorneys afore-
 said And the said George saith, that the said John his accon afore-
 p. 454 said against ought not To have, for that he saith, that whereas by
 one Act of Assembly made att a Gen^l Assembly begun & held att the
 City of s^t Maryes the day of April in the yeare of our
 Lord One thousand six hundred sixty nine & by severall subsequent
 Acts revived & continued & now standing in force Entitled an Act
 for lymitacon of a certaine Actions for avoiding suites att Law, Itt
 is amongst other things Enacted, that all accons of trespas, quare
 clausum fregit, all accons of trespas, detinue, Sur Trover & Replevin
 for takeing away Goods & Chattels, all accons of accompt, contract
 debt booke & upon the case (other then such accompts as concerne the
 trade of M^cchandize between M^cchant & M^cchant their ffactors &
 Servants which are not resident within this Province) All accons
 of debt for lending or contract without specialty, all accons of debt
 for arrearages of rent, & all accons of Assault, menace, battery,
 wounding & false Imprisonment or any of them which shall be sued
 or brought by any person or persons within this Province att any
 tyme after the end of that p^rsent Gen^l Assembly, shall be comenced
 & sued within the tyme & lymitacon thereafter expressed & not after,
 that is to say, the said accons of the case (other then for slander) &
 the said accons for accompt, & the said accons for trespas, debt,
 detinue & Replevin for Goods & chattels, & the said accons of trespas,
 quare clausum fregit within two yeares after the end of that p^rsent
 Sessions of Assembly, or within two yeares after the cause of such
 accon & not after As by the said Act relation being thereunto had
 may more att large appeare And itt appearing by the said Johns
 owne shewing in & by his declaracon, that the debt or duty by the
 said John in & by the said Declaracon claymed is of above nine yeares
 standing, the said George therefore pleadeth the said Act of Assem-
 bly in barr of the said plaintiffes accon aforesaid, & demands Judgem^t
 if the said John his accon aforesaid against him ought to have. And
 the said John Blomfeild refused to make further prosecution in this
 suite, whereupon a Nonsuite was Awarded ag^t him And itt is granted
 by the Court here, that the said George Yate recover against the
 said John Blomfeild the sume of nine hundred & fiteene pounds of
 tobacco for his costs & charges by him about his defence in this
 behalfe laid out & expended And the said Jn^o in mercy for his false
 claime

John Darwell Adm ^r	}	John Stone late of Charles County otherwise called John Stone late of Charles County in the Province of Maryland gent ^l was sumoned to Answer unto John Darwell Adm ^r of the Goods & Chattels of W ^m Ratcliffe deceased, in a plea that he render unto him the sume of three thousand seven hundred pounds of tobacco which from him he unjustly detaineth
W ^m Ratcliffe		
ag ^t		
John Stone		

And whereupon the said John Darwell by Kenelm Cheseldyn his Attorney saith, that whereas the said John Stone the fourth day of May in the yeare of our Lord one thousand six hundred seventy two did by his certaine writeing obligatory sealed with the seale of him the said John Stone here in Court produced whose date is the same day & yeare above written, did binde himselfe his heyres Ex^{rs} Adm^{rs} & assignes to pay or cause to be paid to William Ratcliffe of the said County & Province aforesaid his hey^{rs} Ex^{rs} Ad^{rs} or assignes The full & just Summe of three thousand seven hundred pounds of good sound & M^cchantable tobacco with caske to containe the same upon his own plantacon, for consideracon of goods in hand allready received att or upon the tenth day of October next ensuing the date hereof, to the which payment well & truly to be made unto the said W^m Ratcliffe his heyres Ex^{rs} & Adm^{rs} & assignes, he did binde himselfe his heyres Ex^{rs} Ad^{rs} & assignes firmly by those p^rsents, Notwithstanding which the said John Stone the same hath not paid to the said W^m in his life tyme, nor to the said John Darwell since his death Admist^r of all & singuler the Goods & Chattels which were the said Williams att the tyme of his death since his death to him comitted though often thereunto required, but the same to him to pay hitherto hath & still doth deny to pay to the damage of the said John Darwell the summe of five thousand pounds of tobacco, & thereupon he bringeth his suite. And the said John Darwell bringeth here in Court the Letters of Administracon to him granted, that itt may appeare to the Court here that he is Admist^r of the Estate of the said W^m & thereupon to have Adm^{con}.

Liber N N

p. 455

And the said John Stone by Robert Carville his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speakeing hereto untill next Court, the same day is given to both parties

Now here att this day to witt the three & twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677 came the said parties by their Attorneys aforesaid, & the said John Stone saith, that the plaintiffe his action aforesaid ag^t him ought not to have, for that he saith, that before the taking out the originall writt by the said John Darwell, he paid the said three thousand seven hundred pounds of tobacco according to the tenour of the said bill to the said W^m Ratcliffe in his life tyme, all which he is ready to verifie, & demands Judgem^t if the said John Darwell his action aforesaid against him ought to have. And the said John Darwell refused to make any further prosecution in this suite, whereupon a Nonsuite was awarded against him.

Moyes Ex ^{rs}	}	}
ag ^t		
Tho: Potter Adm ^r		
Geo: Marshall		

Liber N N	Peter Bond & ux ^r	}	These five actions are continued untill next April Court
	ag ^t		
	James Rigbey Ex ^r		
	W ^m Drury		
	Tho: Jones		
	ag ^t		
	David Browne		
	Hannah Hawkins Ex ^x		
	Tho: Hawkins		
	ag ^t		
	Garret VSweringen		
	Joshua Doyne		
	ag ^t		
	Tho: Clipsham Adm ^r		
	Cha: Gregory		

p. 456 Proprietary } Memorandum that att a Provinciaall Court held att
 ag^t } St Maryes the second day of Octob^r in the second yeare
 John Allen } of the Dominion of the right Hon^{ble} Charles &c and
 in y^e yeare of our Lord One thousand six hundred sev-
 enty seven here p^sent in Court, Kenelm Cheseldyn Attorney Gen^{ll}
 of the said Lord Prop^{ry} in his owne proper person who for the said
 Lord Prop^{ry} in this behalfe followeth, & exhibitteth to the Court here
 his certaine Informacon ag^t John Allen of Charles County gentl
 thereby givinge the Court here to understand & be informed

That whereas the said John Allen the tenth day of Novemb^r in
 the three & fortieth yeare of the Dominion of Caecilius &c and in the
 yeare of our Lord One thousand six hundred seventy foure, did
 by his certaine writing Obligatory sealed with the seale of the said
 John here in Court produced whose date is the same day & yeare
 above written, did acknowledge himselfe holden & firmly bound unto
 the right Hon^{ble} Caecilius absolute Lord and Prop^{ry} of Maryland
 aforesaid &c his heyres & Successo^{rs} in the full & just Sume of forty
 thousand pounds of good sound M^{ch}antable leafe tobacco & caske
 to be paid to the said Lord Prop^{ry} his heyres Successo^{rs} or assignes
 to the which paym^t well & truely to be made he did binde himselfe his
 heyres Ex^{rs} & Adm^{rs} firmly by those p^sents Notwithstanding which
 the said John Allen the said sume of forty thousand pounds of to-
 bacco to the said right Hon^{ble} Caecilius &c in his life tyme, nor to
 the said right Hon^{ble} Charles absolute Lord & Prop^{ry} of this Province
 his heyre & Successo^r since his death according to the tenor of the
 said Obligation, but the same to pay hitherto hath & still doth deny
 to pay to the damage of the said Lord Prop^{ry} fifty thousand pounds
 of tobacco. Whereupon the said Kenelm Attorney as aforesaid for
 the said Lord Prop^{ry} prayeth advice of the Court in the p^misses
 And that the said John Allen may come here in Court & Answer the
 said Lord Prop^{ry} upon the same

And the aforesaid John Allen by Robert Ridgely his Attorney by Liber N N
favour of the Court hereunto admitted doth come & defend the
force &c and prayeth hearing of the writing aforesaid & itt is read
unto him, he prayeth also heareing of the Condicōn of the said
writing & itt is read unto him in these words The Condiçōn of this
Obligācon is such, that if the above bounden John Allen his Ex^{rs}
Adm^{rs} or assignes doe & shall well & truely performe fullfill & keep
all & singuler the Covenants Grants Articles clauses & Agreements
menconed written & comprized in a certaine Conveyance or Deed
poll under the hand & seale of the said John Allen beareing date
even with these p^{rs}ents, made by him the said John Allen unto the
above named Caecilius &c according to the tenour effect & true
meaning of the said Conveyance that then this obligacōn to be void
& of none effect, or else to stand & abide in full force & vertue. Which
being read & heard, the said John Allen saith nothing in barr or
avoidance of the Informacon aforesaid, whereby the said Lord Prop^{ty}
remaineth ag^t the said John Allen wholly undefended.

Whereupon itt is granted by the Court here this day to witt the
three & twentieth day of ffeb^{ry} in the third yeare of his Lords
Dominion &c Annoq^{ue} Doni 1677 that the said Lord Prop^{ty} recover
ag^t the said John Allen as well the sume of forty thousands pounds
of tobacco debt As also p^{ds} of to^b costs of suite

Matthew Nelson & Comp ^a ag ^t Edmond Beauchamp	}	Edmond Beauchamp late of the County of Som ^{ers} sett otherwise called Edmond Beauchamp of Annamessex in the County of Some ^{rs} sett in the Province of Maryland Clerke was Sum- oned to Answer unto Matthew Nelson & Comp ^a M ^{ch} ants of Bristoll in a plea that he render unto them one thousand five hundred sixty seven pounds of tobacco & caske which to them he oweth and unjustly detaineth	p. 457
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And whereupon the said Matthew Nelson & Comp^a by Christopher
Rousby their Attorney say, that whereas the said Edmond the
twentieth day of Octob^r in the yeare of our Lord One thousand six
hundred seventy six by his certaine writing Obligatory sealed with
the Seale of him the said Edmond here in Court produced whose
date is the same day and yeare above written, did binde himselfe his
heyres Ex^{rs} & Adm^{rs} to pay or cause to be paid unto the said Matthew
Nelson & Comp^a M^{ch}ants of Bristoll their heyres Ex^{rs} Adm^{rs} or
assignes the full quantity of One thousand five hundred sixty seven
pounds of good sound M^{ch}antable tobacco & caske to be paid upon
all demands in some convenient place in Somerset County in Mary-
land Yet the said Edmond Beauchamp the said sume of one thousand
five hundred sixty seven pounds of tobacco & caske though often
thereunto required unto the said Matthew Nelson & Comp^a M^{ch}ants
or any of them hath not paid, but the same to pay hath denyed &
still doth deny, to the damage of the said Matthew Nelson & Comp^a

Liber N N three thousand pounds of tobacco, & thereupon they bring their suite

And the said Edmond Beauchamp by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of Speakeing heareunto untill next Court, & itt is granted him, the same day is given to the plaintiffes also.

Now here att this day to witt the twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677 came the said parties by their Attorneys aforesaid & the said Edmond saith nothing in barr or avoidance of the action aforesaid of them the said Matthew Nelson & Comp^a whereupon the said Matthew & Comp^a remaine ag^t the said Edmond thereupon wholly undefended Therefore itt is granted by the Court here, that the said Matthew Nelson & Comp^a recover ag^t the said Edmond Beauchamp the aforesaid sume of One thousand five hundred sixty seven pounds of to^b debt As also five hundred sixty eight pounds of tobacco costs of suite.

Thomas Jones	}	These three actions continued untill next Court
ag ^t		
W ^m ffurnes		
W ^m Wells		
ag ^t		
Bodkin & at	}	
the same		
ag ^t		
Tho: Helgar	}	

p. 458	Richard Ambrose	}	This accon abates, the plaintiffe being dead
	ag ^t		
	Stephen Murty	}	

Garret VSweringen	}	The Sheriffe of S ^t Maryes County haveing re- turned a cepi in this cause, & the Defend ^t not appeareing this Court, the said Sheriffe de- livered upp the bayle bond to save himselfe harmlesse
ag ^t		
Samuel Abbott	}	

W ^m Guither	}	Unlesse the Defend ^t appeare next Court, the Sher- iffe of S ^t Maryes County amerced
ag ^t		
Jane Grey Adm ^x		
Alex: Windsor	}	

Ann Avery Ex ^x	}	This cause abates, the plaintiffe being married
Jn ^o Avery		
ag ^t		
Tho: Cosden & ux ^r Adm ^r		
Robert Brooke	}	

W ^m Layton	}	Richard Higginbotham late of Som ^r sett	Liber N N
ag ^t		County Taylor was Attached to Answer unto	
Rich ^d Higginbotham		W ^m Layton of a plea of trespas Assault & battery	

And the said Richard by Christopher Rousby his Attorney cometh and defendeth the force & injury when &c and prayeth liberty to imparle here unto untill next Court & itt is granted him, the same day is given to the said W^m Layton

Now here att this day to witt the twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Ano^q Doni 1677 came the said Richard Higginbotham by his Attorney aforesaid, but the said W^m Layton came not but made default, whereupon itt is granted by the Court here that a Non-suite be Awarded ag^t the said W^m Layton And that the said Richard Higginbotham Recover ag^t the said W^m Layton the sume of

pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the said W^m in mercy

Roger Tole	}	This cause standing continued from October Court, the plaintiffe haveing his Wittnesses ready here for a tryall, the Defend ^t by Kenelm Cheseldyn his Attorney moved this Court that the cause might be continued till April Court next; Whereupon itt is ordered by the Court, that the Defend ^t pay the plaintiffe for his Wittnesses attendance & all Court Charges for this Court, & that this cause be thereupon continued till April Court next.
ag ^t		
W ^m Watts		

John Darnall	}	This action abates, the defend ^t being dead
ag ^t		
Eliz ^a Paget Ex ^x		
Tho: Paget		

Henry Harris	}	This action is continued untill next April Court.
ag ^t		
Tho: Taillor		

Tho: Wynne	}	These three actions are continued untill next Court
ag ^t		
Clement Hill		
Richard Perry		
ag ^t		
Daniel Jenifer		
Daniel Jenifer		
ag ^t		
Richard Perry		

Liber N N W^m Gough
 ag^t } Philip Lynes late of Charles County was Attached to
 Philip Lynes } Answer unto W^m Gough in a plea of trespas upon the
 } case

And the said Philip Lynes by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court, & itt is granted him, the same day is given to the said W^m Gough also.

Now here att this day to witt the two & twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoꝝ Doni 1677. came the said Philip Lynes by his Attorney aforesaid, but the said W^m Gough came not but made default Whereupon itt is granted by the Court here, that a Nonsuite be awarded ag^t the said W^m Gough And that the said Philip Lynes recover ag^t the said W^m Gough the sume of Eight hundred Eighty three pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the said W^m Gough in mercy.

ffeb. 23th 1677.

James Clayland } This cause being upon an Appeale from Talbot
 ag^t } County Court, & the plaintiffe not appearing to
 Richard Parnes } prosecute upon the Writt of Error & Supersedeas,
 } a procedendo is awarded

Robert Peca } This cause being upon supersedeas & writt of Error
 ag^t } is continued untill next Court
 Henry Stocket }

John Baker } The defend^t by Robert Ridgely his Attorney ap-
 ag^t } pears & imparles untill next Court.
 Lodowick W^{ms} }

Jn^o Blakiston }
 ag^t }
 Clement Hill } These two actions are continued untill next Court
 Tho : Robison }
 ag^t }
 the same } }

Edw^a Inglish }
 ag^t }
 Jn^o Stansby } Unless the Defend^t appeare next Court, the Sher-
 the same } iffie of Baltemore County amerced
 ag^t }
 the same Adm^r }
 Caesar Prince }

Stocket & Stavely Adm ^{rs}	}	Unlesse the Defend ^{ts} appeare next Court, the Sheriffe of Kent County amerced.	Liber N N p. 460
Nath ^l Stiles			
ag ^t			
Bennet Staires & John Wilkinson			

James Stavely & Henry Stocket	}	Unlesse the defend ^t appeare next Court, the Sheriffe of Cecil County amerced.
ag ^t		
Edw ^a Chicken		
the same } ag ^t } the same }		

the same Adm ^{rs}	}	The Defend ^t by Robert Carville his Attorney ap- peares & imparles untill next Court
Tho: Salmon		
ag ^t		
Sam ^l Hatton		

The same Adm ^{rs}	}	Unlesse the defend ^t appeare next Court, the Sher- iffe of Cecil County amerced.
Nath ^l Stiles		
ag ^t		
Edw ^a Chicken		

The same	}	Unlesse the Defend ^t appeare next Court, the Sheriffe of Kent County amerced.
ag ^t		
Robert Neave	}	
Henry Ward		

ag ^t	}	The Defend ^t by Kenelm Cheseldyn his At- torney appeares & imparles untill next Court
James Rumsey Ex ^r		
Henry Trulock		
the same }		
ag ^t }		
the same }		

Stephen Murty	}	These two actions are continued untill next April Court
ag ^t		
Jn ^o Sannders		
Tho: Carville Adm ^r		
Hunt		
ag ^t		
Joshua Guibert	}	

Cartwrights Ex ^{rs}	}	The Defend ^t by Kenelm Cheseldyn his Attorney appeares & imparles untill April Court (next)
ag ^t		
Tho: Mountford	}	

Liber N N	W ^m White ag ^t Stocket & Stavely Ad ^{rs} Tho : Salmon	}	The Defend ^{ts} by George Parker their Attorney appeare & imparle untill next April Court
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Jn ^o Baker ag ^t W ^m Woodgate	}	Unlesse the Defend ^t appeare next Court, the Sheriffe of Charles County amerced
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p. 461	Edward Bleeke & Comp ^a ag ^t Jonathan Sibrey the same ag ^t the same	}	The Defend ^t by Robert Carvile his At- torney appeares & imparles untill next Court
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Charles James ag ^t Edw ^a Pynn	}	The Sheriffe of Cecil County haveing returned a cepi upon a capias ad satisfaciendum, is amerced, un- lesse he haue the defend ^{ts} by here next Court
---	---	---

John Ireland ag ^t Geo : Wells Adm ^r Jn ^o Turpin	}	Unlesse the defend ^t appeare next Court, the Sheriffe of Baltemore County amerced.
---	---	--

Robert Graham & Ann ux ^r Ex ^x Geo : Macall ag ^t Mary Tilghman Ex ^x Richard Tilghman	}	Unlesse the defend ^t appeare next Court, the Sheriffe of Talbot County amerced.
---	---	---

Henry Phippes ag ^t Henry Stocket	}	The defend ^t by Robert Ridgely his Attorney ap- peares & imparles untill next Court.
---	---	--

Tho : Pattison ag ^t Tho : Taillor	}	The defend ^t by Robert Carvile his Attorney appeares & imparles untill next.
--	---	--

John Edmondson ag ^t Mary Roe Ex ^x Edm ^d Roe	}	Unlesse the defend ^t appeare next Court, the Sher- iff of Talbot County amerced
---	---	---

Marke Cordea }
 ag^t }
 Peter Mills }
 Walter Dunch }
 ag^t }
 W^m Dorrington }
 W^m Dare }
 ag^t }
 Lewis Blangy & ux^r }
 Adm^x Disb : Bennet }
 W^m Hemsley }
 ag^t }
 Mary Roe Ex^x }
 Edw^d Roe }
 Tho : Carlisle & Jn^o }
 Watson Ex^{rs} Cuningham }
 ag^t }
 Tho : Keyting }
 W^m Calvert Esq^r }
 ag^t }
 Tho : Helgar }

The Defend^{ts} by Robert Carvile their
 Attorney appeare & imparle untill next
 Court.

John Allen }
 ag^t }
 Tho : Hussy }
 Henry Stocket & James }
 Stavely Ex^{rs} Stiles }
 ag^t }
 Tho : Moore & Mary ux }
 Adm^x Stephen Whetstone }
 the same }
 ag^t }
 the same }
 Marke Cordea }
 ag^t }
 Stephen Murty }
 Robert Ellys }
 ag^t }
 Richard Chilman }
 W^m Nichols }
 ag^t }
 Richard Royston }

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The Defend^{ts} by Kenelm Cheseldyne
 their Attorney appeares & imparles un-
 till next Court

John Pawson & Comp^a }
 ag^t }
 John Darby }

Unless the Defend^t appeare next Court,
 the Sheriffe of Kent County amerced

Liber N N	John Brooke } ag ^t } John Rawlings } Richard Covell } ag ^t } Randall Revell } Gerard } ag ^t } in Ejectm ^t Luellin } W ^m Calvert Esq ^r } ag ^t } Margery Stone Ex ^x } Matthew Stone } Randall Revell } ag ^t } Edmond Beachamp } Tho: Welborne or Comp ^a } ag ^t } John Sanders } the same & at } ag ^t } the same } Edw ^a Dorsey & ux } ag ^t } Tho: Bland & ux }	The Defend ^{ts} by Robert Ridgely their Attorney appeare & imparle untill next Court.
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p. 463	John Shepheard } ag ^t } Tho: Bumpas } George Robins } ag ^t } W ^m Dare }	The Defend ^{ts} by Geo: Parker their Attorney ap- peare & imparle untill next Court
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Matthew Nelson } ag ^t } Tho: Jones }	This action is continued untill April Court next
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Tho: Carlisle & Jn ^o Watson } Ex ^{rs} Cuninghame } ag ^t } Henry Ryder }	Unlesse the Defend ^t appeare next Court, the Sheriffe of S ^t Maryes County amerced
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Edw ^a English Adm ^r } W ^m Hewitt assignee } Lord Prop ^{ry} } ag ^t } John Ireland }	John Ireland of Baltemore County being taken in Execucon in the same County att the suite of Edward English Adm ^r of W ^m Hewitt the assignee of the right Hon ^{ble} the Lord Prop ^{ry} for sixteen thousand foure hundred & foure pounds of tobacco debt & Eight hundred
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twenty eight pounds of tobacco costs of suite, & brought downe here this Court And the said Jn^o Ireland requesting that he might be remanded into the Custody of the Sheriffe of the County aforesaid The Court here this day to witt the Eighteenth day of ffebruary in the third yeare of the dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677. with the consent of Robert Carvile Attorney for the plaintiffe doe order, that the said John Ireland be remanded to the Sheriffe of Baltemore County And that he bring him here the next Provinciall Court. Liber N N

John Harris	}	Edward Gunnell was sumoned to Answer unto Jn ^o
ag ^t		Harris in a plea that he render unto him twelve thou-
Edw ^d Gunnell		sand five hundred pounds of tobacco which to him
		he oweth & unjustly detaineth.

Now here att this day to witt the Eighteenth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677 came the said Edward Gunnell in his proper person to defend the force & injury when &c but the said John Harris came not but made default, whereupon a Nonsuite is awarded against him And itt is granted by the Court here, that the said Edward Gunnell recover against the said John Harris the sume of

pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the said Jn^o Harris in mercy

Gilbert Turberville	}	}	The Defend ^{ts} by Christopher Rousby their At-	
ag ^t				torney appeare & imparle untill next April Court
Tho: Smith	}			
Geo: Parker				
ag ^t	}			
Tho: Taillor				
John Allen	}			
ag ^t				
Dominick Bodkin	}			

Edw ^a Pynn	}	Unlessse the Defend ^t appeare next Court the	
ag ^t			Sheriff of Cecil County amerced
Geo: Oldfeild & ux ^r			
Ex ^t Jn ^o Carr	}		

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James Lewis	}	}	The Defend ^{ts} by Kenelm Cheseldyn their At-	
ag ^t				torney appeare & imparle untill next April
Morgan Jones Adm ^r	}			Court
Geo: Charlesworth				
W ^m Calvert Esq ^r	}			
ag ^t				
James Mills Ex ^r	}			
Sam ^l Boston				

Liber N N Marke Cordea }
 ag^t }
 ffrances Lucas } This action is continued untill next Court

Walter Hall }
 ag^t }
 Garret VSweringen }
 Marke Cordea }
 ag^t }
 the same }
 John Roberts }
 ag^t }
 the same }
 the same }
 ag^t }
 the same }
 Jn^o Burnham }
 ag^t }
 Tho: Taillor Esq^r } The Defend^{ts} by Robert Carville their Attorney
 Symon Reider }
 ag^t }
 Garret VSweringen }
 Stephen Cannon }
 ag^t }
 the same }
 Jn^o Bearcroft }
 ag^t }
 Jn^o Peirce }
 the same }
 ag^t }
 Tho: Sprigg }
 John Bearcroft }
 ag^t }
 Garret VSweringen } }

p. 465 Edward Ball } in Ejectm^t
 ag^t }
 Richard Brightwell } The Defend^t by Christopher Rousby his Attor-
 ney appeares & imparles untill next Court

W^m Calvert Esq^r }
 ag^t }
 Tho: Helgar }
 John Moll }
 ag^t }
 Mary Roe Ex^x }
 Edw^d Roe } }

Clement Hill	}	The Defend ^{ts} by Robert Carvile their At- torney appeare & imparle until next April Court
ag ^t		
Geo: Tyte		
Tho Carlisle & Jn ^o		
Watson Ex ^{rs} Cuningham		
ag ^t		
W ^m Rosewell		
W ^m Donnig & Comp ^a		
ag ^t		
Garret VSweringen		
Jn ^o Markes		
ag ^t		
Garret VSweringen		
Adm ^r Jn ^o Deery		
the same	}	
ag ^t		
Garret VSweringen		
Bennet Marchagay		
ag ^t		
Tho: Helgar	}	

John Hartwell	}	Unlesse the Defend ^t appeare next Court, the Sheriffe of Charles County amerced
ag ^t		
Tho: Helgar	}	

Marmaduke Semme	}	The Defend ^{ts} by Chr: Rousby their Attorney appeare & imparle until April Court next
ag ^t		
John Brookes		
Roger Brooke		
ag ^t		
Geo: Hawes		
Chr: Beanes		
ag ^t		
the same		
W ^m Jones		
ag ^t		
Tho: ffolkes		

Jn ^o Edmondson	}	Unlesse the Defend ^t appeare next Court, the Sher- iffe of Talbot County amerced
ag ^t		
Henry Parker	}	

W ^m Sanders	}	This action is continued untill April Court next
ag ^t		
Jn ^o Allen		

Liber N N John Rousby }
 p. 466 ag^t } Unlesse the Defend^t appeare next Court, the Sheriffe
 W^m Philips } of Talbott County amerced

Ralph Harwood }
 ag^t } The Defend^t by W^m Williams his Attorney appes &
 Tho: Hinton } imparles untill next Court

Kenelm Cheseldyn }
 Ex^r Jn^o Jones } This action is continued untill next Court
 ag^t }
 Rich^d Sweatnam }

Jn^o Paler }
 ag^t } Unlesse the Defend^t appeare next Court, the Sheriffe
 Tho: Robison } of S^t Maryes County amerced

Benj^a Rozer Esq^r Adm^r }
 Dominick Bodkin fitz James } This action abates, the defend^t being
 ag^t } dead
 Jn^o Waghob }

Nick: Page Tho: Welborne }
 & Comp^a & Amos Bonvile } This action is continued untill April
 ag^t } Court next
 Jn^o Allen }

Tho: Clipsham }
 ag^t } Unlesse the defend^t appeare next Court, the Sheriffe
 W^m Lee } of Charles County amerced

Henry Pratt }
 ag^t }
 Jn^o Sannders }
 Jn^o Machen }
 ag^t }
 the same }
 Jn^o Paty }
 ag^t }
 Jn^o Addison & ux }
 Ex^r Tho: Dent Ex^r } The Defend^{ts} by Robert Ridgely their Attor-
 Henry Hall } ney appeare & imparle untill next Court
 Tho: Willins }
 ag^t }
 Tho: Jones }
 James Stavely }
 ag^t }
 Peter Sayer }

Robert Carvile ag ^t Tho: Wynne	}	This action is continued untill April Court next
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Robert Carvile ag ^t W ^m Guither	}	Unlessse the Defend ^t appeare next Court, y ^e Sheriffe of S ^t Maryes County amerced
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p. 467

Richard Peacock ag ^t Jn ^o Goddard	}	This action is agreed
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Garret VSweringen ag ^t Benj ^a Rozer Esq ^r Adm ^r Dominick Bodkin fitz James	}	Garret VanSweringen of S ^t Maryes Citty complaineth ag ^t Benj ^a Rozer Esq ^r Adm ^r of the Goods & Chattels of Dominick Bod- kins fitz James deceased & one of the Jus- tices of this Court of a plea of trespass of the case
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And whereupon the said Garret by Robert Carvile his Attorney saith that whereas the said Dominick upon the Eleventh day of May in the yeare of our Lord One thousand six hundred seventy foure & att severall other dayes & tymes till the seventh day of March in the same yeare had bought & received from the said Garret divers Goods & M^cchandizes amounting to the sume of two thousand three hundred sixty & one pounds of tobacco a particuler whereof is hereunto annexed He the said Dominick in consideracon thereof did assume upon himselfe & to the said Garret faithfully promise, that he the said Dominick the said sume of two thousand three hundred sixty & one pounds of tobacco to him the said Garret when he should be thereunto required would well & truely content & pay Yet notwithstanding the said Dominick in his life tyme nor the said Benjamin since his death to whom Adm^{con} of all & singuler the Goods & Chattels that were of the said Dominick att the tyme of his death were in due forme of Law comitted, the said sume of two thousand three hundred sixty & one pounds of tobacco to him the said Garret though often thereunto requested hath not paid or satisfied, but the same to pay & satisfie have hitherto & still doe deny & refuse to the damage of the said Garret three thousand five hundred pounds of tobacco & thereupon he bringeth his suite

Now here att this day to witt the two & twentieth day of ffeb^{ry} in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677. the said Garret VanSweringen having produced to the Court here his accompt ag^t the said Dominick sworne to & proved before the Hon^{ble} W^m Calvert Esq^r one of the Justices of this Court, & that he never received satisfaction for any part or parcell thereof; the said Benjamin Rozer prayeth the Judgm^t of this

Liber N N Court in the p^rmisses, Whereupon itt is granted by the Court here, that the said Garret VanSweringen recover against the Estate of the said Dominick Bodkin fitz James the sume of two thousand three hundred sixty one pounds of tobacco damages occasioned by the trespass aforesaid As also pounds of tobacco costs of suite which said damages & costs to be allowed in part of satisfaction of a bill for three thousand pounds of tobacco passt by the said Garret to the said Dominick.

p. 468	John Ireland ag ^t Geo: Wells Ad ^r Jn ^o Turpin	} George Wells Adm ^r of all & singuler the Goods & } Chattels of John Turpin deceased was Sumoned to } Answer unto Jn ^o Ireland of a plea that he acquitt } him of One hundred thousand pounds of tobacco } which he putt himselfe in pledges against the right Hon ^{ble} the Lord Prop ^{ry} of this Province for the said John Turpin of which he hath not him acquitted.
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And whereupon the said John Ireland by Kenelm Cheseldyn his Attorney saith, That whereas he the said John Ireland att the speciaall instance & request of the said John Turpin in his life tyme, & for & on the behalfe of the said John Turpin the fourth day of June in the yeare of our Lord One thousand six hundred seventy sixth by his certaine writeing obligatory became bound to the right Hon^{ble} the Lord Prop^{ry} of this Province together with the said John Turpin in the sume of One hundred thousand pounds of tobacco, that he the said John Turpin should well & truely Administer all & singuler the Goods & Chattels of W^m Hewitt deceased, & to save harmlesse his said Lord^{sh}pp & all his Officers against all persons haveing right title or interest to the same when thereunto required And the said John Ireland saith, that after the death of the said John Turpin, one John English had legally granted to him letters of Administracon of the said Hewitts Estate And did afterwards to witt the tenth day of Octob^r in the yeare One thousand six hundred seventy six obtaine from the Hon^{ble} the Judge for probate of Wills &c in this Province according to Act of Assembly in that case made the bond aforesaid to the said Lord Prop^{ry} passed to be assigned over to the said John English Adm^r of the said W^m Hewitt for his reliefe for so much as was imbezilled by the said Turpin of the said Hewitts Estate And did thereupon att a Provinciaall Court held the three and twentieth day of June in the yeare One thousand six hundred seventy seven upon the said bond recover against the said John Ireland the sume of sixteen thousand foure hundred & foure pounds of tobacco & Eight hundred twenty eight pounds of tobacco costs of suite, by force of which recovery the said John Ireland paid the same Notwithstanding which the said John Turpin in his life tyme nor the said George Wells since his death Admist^r of the Goods & Chattels of the said John Turpin though often required the said one thousand

pounds of tobacco whereof he putt himselfe in pledge ag^t the said right Hon^{ble} the Lord Prop^{ty} for the said John Turpin have not acquitted, but him to acquitt gainsaitd & still gainsaith, whereupon the said John Ireland saith he is damnified twenty five thousand pounds of tobacco & thereupon he bringeth his suite Liber N N

And the said George Wells by George Parker his Attorney cometh & defendeth the force & injury when &c and saith nothing in barr or avoidance of the action aforesaid of him the said John Ireland, whereby the said John Ireland remaineth ag^t the said Geo: Wells thereupon wholly undefended Therefore itt is granted by the Court this day to witt the One & twentieth day of ffebruary in the third yeare of the dominion of Charles Lord Baltemore &c Annoq Doni 1677. that the said John Ireland recover against the Estate of the said John Turpin the sume of twenty five thousand pounds of tobacco damages occasioned by the trespas aforesaid As also pounds of tobacco costs of suite

Benj ^a Rozer Esq ^r ag ^t John Saunders	}	John Sanders late of Charles County otherwise called John Sanders of Charles County planter was Sumoned to Answer unto Benjamin Rozer M ^r chant in a plea that he render unto him the full sume & quantity of ten thousand three hundred & two pounds of good sound & M ^r chantable leafe to ^b & caske which to him he oweth & unjustly detaineth	p. 469
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And whereupon the said Benj^a Rozer by Christopher Rousby his Attorney saith, that whereas the said John Sanders the twenty third day of May Anno Doni One thousand six hundred seventy seven by his certaine writing obligatory sealed with the seale of him the said John herein Court produced whose date is the same day & yeare above written did, acknowledge himselfe to be holden & firmly bound to the said Benja Rozer in the full sume & quantity of tenn thousand three hundred & two pounds of good sound & M^rchantable leafe tobacco in caske to be paid to the said Benjamin Rozer his heyres Ex^{rs} Adm^{rs} or assignes To which payment well & truely to be made he the said John Sanders did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents Notwithstanding which the said John Sanders the said sume of tenn thousand three Hundred & two pounds of tobacco unto him the said Benj^a Rozer though often thereunto required hath not paid, but the same to pay altogether refuseth, whereupon the said Benj^a Rozer saith he is the worse & hath damage to the Value of fourteen thousand pounds of tobacco & thereupon he brings his suite

And whereupon the said John Saunders by Robert Ridgely his Attorney comes & defends the force & injury when &c and prayes hearing of the said writing obligatory & itt is read unto him, he also prayes hearing of the Condicon of the said writing obligatory & itt

Liber N N is read to him in these words Viz^t The Condiçoñ of the Obligacon is such, that if the above bounden John Saunders his heyres Ex^{rs} & Adm^{rs} doe well & truely pay unto the above named Benj^a Rozer his heyres Ex^{rs} Adm^{rs} or assigns the just sune & quantity of five thousand one hundred fifty one pounds of good sound & M^cchantable leafe tobacco in caske convenient in Charles County upon the tenth day of Octob^r next ensueing the date of these p^rsents Then this Obligacon to be void & of none effect Or else to stand & remaine in full force & vertue which being read & heard the said John Saunders by his Attorney aforesaid saith that he is content that Judgem^t passt ag^t him for six thousand pounds of tobacco whereupon itt is granted by the Court here this day to witt the three & twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq³ Doni 1677 that the said Benja Rozer recover ag^t the said Jn^o Saunders the suñe of the Six thousand pounds of tobacco debt & damages occasioned by detaining of the debt aforesaid As also five hundred sixty eight pounds of tobacco costs of suite

Clement Haly & ux Ad ^r Edw ^a Conery ag ^t the Estate of Tho: Gerard Esq ^r dec ^d ret Inquisicon	}	Comand was giuen to the Sheriffe of St Maryes County as heretofore he was comanded, that all the Goods & Chattels of Thomas Gerard Esq ^r deceased besides his oxen & affros of his Cart, & in like manner the moiety of all his lands & tenem ^{ts} in his bailywick remaining in the hands of the Ex ^{rs} of the said Thomas
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p. 470 Gerard att the tyme of Edward Conerys obtaining a certaine Judgem^t ag^t the said Estate for five & twenty thousand pounds of tobacco damages sustained by occasion of a certaine action of Covenant by the said Edward brought in our Provinciaall Court ag^t the said Ex^{rs} And also the sune of two thousand foure hundred thirty foure pounds of tobacco costs of suite, unto Clement Haly & Mary his wife Adm^x of the Goods & Chattels of the said Edward Connery he cause to be delivered by reasonable price & extent, To hold to them the Goods & Chattels aforesaid & the moiety aforesaid as their freehold to them & their assigns according to the forme of the Statute untill the damages & costs aforesaid should be thereupon fully levyed And in what manner he executeth the same writt he make appeare here the fourth day of Decemb^r in the third yeare of his Lordp^{ps} Dominion &c Annoq³ Doni 1677. Which said fourth day of Decemb^r on which the said Court was to be held was by his Lordp^{ps} Writts of Adjournm^t adjourned untill the thirteenth day of ffebrua^{ry} then next following Att which said thirteenth day of ffebruary in the yeare aforesaid the same Sheriffe maketh returne of the writt aforesaid Endorsed. The Execution of this Writt lyes in a certaine Inquisicon to itt annexed.

S^t Maryes County ss

Liber N N

An Inquisicoñ indented taken att Mattapany on S^t Clements Manno^r in the County aforesaid the first day of Decemb^r in the third yeare of the Dominion of the right Hon^{ble} Charles &c over this Province Anno Doni 1677. before me Gerard Slye Sheriffe of the County aforesaid, by vertue of a writt from the Lord Prop^{ty} to me directed & to this Inquisicon annexed, by the Oaths of Thomas Lomax, W^m Watts, John Heard, John Bullock, John Turner, Thomas Stagg, W^m Longworth, Robert Solomon, John Shephard, John Ugate, Henry Sprye & Benj^a Gargill all of the County aforesaid who say upon their Oaths, that Thomas Gerard Esq^r in the writt aforesaid named being indebted as in the writt aforesaid is specified, was Seized in his Lordpp as of ffee of the Manno^r of Basford in the County aforesaid of the cleer yearely Value in all issues & profitts of Nineteen hundred & seventy pounds of tobacco, w^{ch} being allready extended as the moiety of his lands & tenem^{ts} as aforesaid, and deliuered into the hands & possession of Thomas Gerard gentl by Clement Hill then Sheriffe by vertue of a Writt from the Lord Prop^{ty} to him directed and according to the forme of the Statute in that behalfe made & provided And the Jurors doe further say upon their Oaths, that the said Thomas Gerard Esq^r aforesaid was seized of his Lordpp as of ffee of the Manno^r of S^t Clements in the County aforesaid of the cleere yearely Value in all issues & profitts of Six thousand three hundred & eighty pounds of tobacco And the Jurors further say upon their Oaths, that the aforesaid Thomas Gerard Esq^r hath no Goods & Chattels nor any other lands & tenem^{ts} in this County aforesaid to their knowledge that they could extend or appraise to satisfie the said debt as in the Writt is exprest, the moiety of which said Manno^r of s^t Clements now in the hands & possession of the Ex^{rs} of the said Thomas Gerard Esq^r with all its rights jurisdictions & perquisitts for the moiety of all the lands & tenem^{ts} of the aforesaid Thomas Gerard Esq^r Valued as aforesaid I the aforesaid Sheriffe doe cause to be delivered unto Clement Haly & Mary his wife Adm^r of all & singuler the Goods & Chattels of Edward Connery deceased as in the writt aforesaid is named To be held to them & their assignes according to the forme of the Statute in that case made & provided as their free lands & tenem^{ts} untill their debt of twenty five thousand pounds of tobacco for damages in the writt aforesaid menconed be fully Levyyed & satisfied as in the writt aforesaid is comanded & required, together with interest for forbearance & all other his necessary charges in & about the same suite as the Court shall think fitt & allow of In testimony whereof as well I the aforesaid Sheriffe as the Jurors above named to this Inquisition have alternately sett our hands & seales the day & yeare abovesaid

p. 471

Gerard Slye Sheriffe (seale)

W^m Langworth (seale)

Tho: Lomax (seale)

Tho: Stagg (seale)

Liber N N	W ^m Watts	(seale)	Rob ^t R Solomon	(seale)
	Jn ^o Heard	(seale)	Jn ^o 2 Shepheard	(seale)
	Jn ^o II Bullock	(seale)	Jn ^o Upgate	(seale)
	Jn ^o T Turner	(seale)	Henry Sprye	(seale)
			Benja ^a Gurgill	(seale)

On the backside of the aforegoing Inquisicon was thus written viz^t Memorandum that quiet & peaceable possession of the moiety of the lands & tenem^{ts} of the Manno^r of S^t Clements, now in the hands of the Ex^{rs} of Thomas Gerard Esq^r within menconed, was given & delivered by Gerard Slye within specified unto Clement Haly & Mary his wife within named by vertue of a writt from the Lord Prop^{ty} to me the aforesaid Gerard Slye directed, & according to the forme of the Statute in that case made & provided To be held unto them the said Clement Haly & Mary his wife or their assignes according to the forme & effect of the within written Inquisition, possession as before given the first of Decemb^r 1677

Gerard Slye Sheriffe

Wittnes Tho: Lomax, W^m Watts, Tho: Staggs, Henry Spry

Which being read & heard Afterwards to witt the nineteenth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677. itt is granted by the Court here, that the said Clement Haly & Mary his wife hold the moiety of the lands & tenem^{ts} of the Manno^r of S^t Clements as their ffreehold to them & their assignes durement the terms of ninety nine yeare & fully to be compleat & ended.

Stephen Murty Adm ^r	} Comand was given to the Sheriffe of S ^t
Jn ^o Balley	
ag ^t	
Marke Cordea	recovered Judgem ^t ag ^t Marke Cordea for

thirty one thousand five hundred thirty eight pounds of tobacco & twenty two bushells of salt debt & one thousand ninety six pounds of tobacco costs of suite for which satisfaction remaineth to be made Therefore itt was commanded the same Sheriffe that by good & lawfull men of his bailywick he make known to the said Marke Cordea that he be & appeare here the second day of Octob^r 1677 to shew cause if any he have why Execucon for the said debt & costs should not issue ag^t him Att which said second day of Octob^r the same Sheriffe maketh returne of the writt afore-said endorsed. The within named Marke Cordea is not to be found within my bailywick, so that I cannot make knowne the contents of the within menconed p^rcept as I am comanded to doe. Never^eles the said Marke Cordea by Kenelm Cheseldyn his Attorney cometh, & prayeth thereupon day to imparle untill next Court & itt is granted him the same day is given to both parties

Now here att this day to witt the five & twentieth day of ffeb^{ry} in

the third yeare of the dominion of Charles Lord Baltemore &c Annoq Doni 1677 came the said parties by their Attorneys aforesaid And the said Marke Cordea saith that the said Stephen Adm^r as aforesaid ought not to haue Execucon of the aforesaid debt & damages because he saith That he the said Marke after the Judgem^t obtained aforesaid & before suing out the scire facias aforesaid, he the said Marke did satisfie & pay the same to the said John Balley in his life tyme, & this he is ready to averr & craves Judgem^t whither the said Stephen his Execucon aforesaid ought to have And the said Stephen saith, he ought not to be barred, because he saith, the said Marke hath not satisfied the Judgem^t aforesaid And this he prayes may be enquired of by the Countrey And the said Marke also. Therefore comand is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c And the Jurors impannelled being called likewise came to witt Thomas Cosden, Tho: Doxey, Henry Phippes, Tho: Bankes, Jn^o Askin, Tho: Potter, Edward Pynn, Richard ffenwick, Edmond Dermott, Tho: Keyting, W^m Thomas & Emanuel Ratcliffe who being elected tryed & sworne to say the truth in the p^rmisses upon their Oaths doe say Wee finde for the Defend^t Therefore itt is considered that the said plaintiffe shall take nothing by his writt of scire facias, but that the said Defend^t goe thereof without day.

Liber N N

p. 472

Thomas Jones } Comand was given to the Sheriffe of Ann Arun-
ag^t } dell County, that whereas Thomas Jones the
Rich^d Boughton } twenty fourth day of Novemb^r Anno 1675 re-
covered Judgem^t against Richard Boughton for
Eight hundred p^ds of tobacco debt with costs of suite, for which
satisfaction remaineth to be made Therefore itt was comanded the
same Sheriffe that by good & lawfull men of his bailywick he make
knowne to the said Richard Boughton that he be & appeare here the
second day of Octob^r 1677. to shew cause if any he have why Execu-
con for the said debt & costs should not issue against him Att which
said second day of Octob^r the same Sheriffe maketh returne of the
writt aforesaid Endorsed By vertue of this writt before good &
lawful men of my bailywick, the within named Richard Boughton
I have made known that he be &c according to the tenor of the said
writt as I am hereby required

And the said Richard Boughton by Robert Carvile his Attorney cometh & prayeth thereupon day to imparle untill next Court & itt is granted him, the same day is given to both parties

Now here att this day to witt the three & twentieth day of ffeb^r in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1677 came the said plaintiffe by his said Attorney, & prayeth his Execucon of the said debt & costs of suite And the said Defend^t to preclude the said plaintiffe from his said Execucon saith

Liber N N nothing Therefore itt is considered that the said plaintiffe have his Execucon ag^t the said Defend^t of the debt & costs aforesaid As also pounds of tobacco costs of suite sithence laid out & expended.

Thomas Jones } Comand was given to the Sheriffe of Som^rsett
ag^t } County, that whereas Thomas Jones the twelfth
Matthew Nelson } day of Novemb^r Anno 1673. recovered Judgem^t
ag^t Matthew Nelson for twelve hundred pounds
of tobacco debt & One thousand & eight pounds of tobacco costs of
suite for which satisfaction remaineth to be made, therefore itt was
comanded the same Sheriff that by good & lawfull men of his baily-
wick he make known to the said Mathew Nelson that he be & appeare
here the second day of Octob^r 1677 to shew cause if any he have why
Execucon for the said debt & costs should not issue against him, att
which said second day of Octob^r the same sheriffe maketh returne
of the writt aforesaid endorsed By vertue of this writt I have made
known to the within named Matthew Nelson by Thomas Price &
W^m Planner good & lawfull men of my bailywick as within I am
comanded

p. 473

Now here att this day to witt the three & twentieth day of ffeb^{ry}
in the third yeare of the Dominion of Charles Lord Baltemore &c
Annoq Doni 1677 came the said plaintiffe by Kenelm Cheseldyn his
Attorney, & prayeth Execucon of the said debt & cost of suite And
the said Defend^t although so warned being solemnly called came not
but made default Therefore itt is considered that the aforesaid
Thomas Jones have Execucon ag^t the said Matthew Nelson of his
debt & costs aforesaid And also pounds of tobacco
costs of suite sithence laid out & expended

Tho: Jones } Comand was given to the Sheriffe of Dorchister
ag^t } County, that whereas Thomas Jones the twentieth
Tho: Pattison } day of Novemb^r 1675 recovered Judgement ag^t Tho:
Pattison for foure thousand eight hundred ninety
three p^{ds} of tobacco damages & five hundred twenty eight pounds
of tobacco costs of suite for which satisfaction remaineth to be made
Therefore itt was comanded the same Sheriffe that by good & law-
full men of his bailywick he make known to the said Tho: Pattison
that he be & appeare here the second day of Octob^r 1677, to shew
cause if any he have why Execucon for the said damages & costs
should not issue ag^t him Att which said second day of Octob^r the
same Sheriffe maketh returne of the writt aforesaid endorsed That
he had made known to the aforesaid Tho: Pattison to doe as the same
writt requires.

Now here att this day to witt the three & twentieth day of ffeb^{ry}
in the third yeare of the Dominion of Charles Lord Baltemore &c

Annoq̄ Doni 1677. came the said plaintiffe by Kenelm Cheseldyn his Attorney, & prayeth Execon of the damages & costs aforesaid And the said Defend^t although so warned being solemnly called came not but made default Therefore itt is considered that the said Thomas Jones haue Execucon ag^t the said Tho: Pattison of his damages & costs aforesaid And also pounds of tobacco costs of suite sithence laid out & expended

Barnabas Shutleworth ag ^t	{	Comand was giuen to the Sheriffe of Tal-	
Mary Warde Ex ^x		bott County, that whereas a Barnabas Shutle-	
Matthew Warde		worth the twenty sixth day of April 1677. recovered Judgem ^t ag ^t Matthew Warde de-	

ceased for eight hundred pounds of tob^b debt & fue hundred ninety two pounds of tobacco costs of suite, for which satisfaction remaineth to be made, therefore itt was comanded the same Sheriffe that by good & lawfull men of his bailywick he make known to Mary Warde Ex^x of the last Will & testam^t of the said Matthew Warde that she be & appeare here the twelfth day of ffeb^{ry} 1677. to shew cause if any she haue why Execucon for the said debt & costs should not issue ag^t the Estate of the said Matthew Warde, att Which day the same Sheriffe maketh returne, that by vertue of the said writt to him directed, he had made known to the said Mary Warde as the same writt requires which said Defend^t although so warned came not but made default Therefore itt is considered by the Court here this three & twentieth day of ffeb^{ry} in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̄ Doni 1677. that the said plaintiffe haue Execucōn ag^t the Estate of the said Matthew Warde of his debt & costs aforesaid And also five hundred fifty & six pounds of tobacco costs of suite sithence laid out & expended.

Robert Carvile ag ^t	{	Comand was given to the Sheriff of Dorchester	
Abigail Wright		County, that whereas Robert Carvile the twenty	
Ex ^r Ar: Wright		fourth day of Novemb ^r 1675 recovered Judg ^m ^t against Arthur Wright deceased for twelve hun-	

dred pounds of tobacco debt & One hundred & twelve pounds of tobacco costs of suite for which satisfaction remains to be made, therefore itt was comanded the same Sheriffe that by good & lawfull men of his bailywick he make known to Abigail Wright Ex^x of the last Will & testam^t of the said Arthur Wright that she be & appeare here the fourth day of Decemb^r 1677 to shew cause if any she haue why Execucōn for the said debt & costs should not issue ag^t the Estate of the said Abigail Wright Which said fourth day of Decemb^r on which the said Court was to be held was by his Lordpps Writts of Adjournm^t adjourned untill the thirteenth day of ffebruary, att which day the same Sheriff maketh returne that he hath made known as by the same writt he was comanded Which said Abigail although so warned came not but made default There-

Liber N N

p. 474

Liber N N fore itt is considered by the Court here the three & twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Anoꝝ Doni 1677. that the said Robert Carville have Execucon ag^t the Estate of the said Arthur Wright of his debt & costs aforesaid And also pounds of tobacco costs of suite sithence laid out & expended

Lydia Solly Adm ^x	}	Comand was given to the Sheriffe of S ^t Maryes County, that whereas Lydia Solly Adm ^x of the Goods & Chattels of Benj ^a Solley deceased the ninth day of ffeb ^{ry} 1675 obtained Judgem ^t ag ^t W ^m Rosewell for three thousand pounds of tobacco debt & five hundred sixty eight pounds of tobacco costs of suite, for which satisfaction remaineth to be made, Therefore itt was comāded the same sheriffe that by good & lawfull men of his bailywick he make known to the said W ^m Rosewell that he be & appeare here the twelfth day of ffebruary 1677. to shew cause if any he have why Execucon for the said debt & costs should not issue against him Att which day the same Sheriffe maketh returne of the writt aforesaid endorsed That he hath made known to the said W ^m Rosewell as comanded which said W ^m Rosewell although so warned came not but made default Therefore itt is considered by the Court here the nineteenth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoꝝ Doni 1677. that the said Lydia Solly Adm ^x of the Goods & Chattels of the said Benjamin Solly have Execucon ag ^t the said W ^m Rosewell of the debt & costs aforesaid And also pounds of tobacco costs of suite sithence laid out & expended.
Benj ^a Solly		
ag ^t		

W^m Rosswell

p. 475	Tho: Matthews	}	Comānd was given to the Sheriffe of S ^t Maryes County that he take John Jerome late of his County M ^c chant if he should be found in his bailywick & him safe keep so that he haue his body here the fourth day of Decemb ^r in the third yeare of his Lordp ^{ps} dominion &c to answer unto Thomas Matthews in a plea that he render unto him his reasonable accompt for the tyme he was Receiver of the tobacco of him the said Thomas to the proper use of him the said Thomas, Which said fourth day of Decemb ^r on which the said Court ought to haue been held was by his Lordp ^{ps} Writts of Adjournm ^t adjourned untill the thirteenth day of ffebruary then next following.
	ag ^t		
	John Jerome		

Att which said thirteenth day of ffeb^{ry} the same Sheriffe maketh returne of the writt aforesaid that the said John Jerome is not found in his bailywick Whereupon the said Thomas by Kenelm Cheseldyn his Attorney prayed an Attachm^t ag^t the Estate of the said John Jerome according to Act of Assembly in that case made & provided, & itt is granted unto him

Thomas Matthews } Comand was given to the Sheriffe of S^t Maryes Liber N N
 ag^t } County that he take George Southerne if he
 George Southerne } should be found in his bailywick & him safe keep
 so that he have his body here the fourth day of
 December in the third yeare of his Lordps Dominion &c to Answer
 unto Thomas Matthews in a plea of trespas upon the case, Which
 said fourth day of Decemb^r on which the said Court ought to have
 bin held was by his Lordps Writts of Adjournm^t adjourned untill
 the thirteenth day of ffebruary then next following.

Att which said thirteenth day of ffebruary the same Sheriffe mak-
 eth returne of the writt aforesaid that the said George Southerne is
 not found in his bailywick, Whereupon the said Thomas by Kenelm
 Cheseldyn his Attorney prayed an Attachm^t ag^t the Estate of the
 said George Southerne according to Act of Assembly in that case
 made & provided, & itt is granted unto him

Tho: Matthews } Comand was given as heretofore to the Sheriffe of
 ag^t } S^t Maryes County that he take John Quigley if he
 John Quigley } should be found in his bailywick, & him safe keep so
 that he haue his body here the twelfth day of ffebru-
 ary in the third yeare of his Lordpps Dominion &c to Answer unto
 Thomas Matthews in a plea of trespas upon the case Which said
 twelfth day of ffebruary on which the said Court ought to have bin
 held, was by his Lordps Writt of Adjournment adjourned untill the
 thirteenth day of the same month

Att which said thirteenth day of ffebruary the same Sheriffe mak-
 eth returne of the writt aforesaid that the said John Quigley is not
 found in his bailywick, whereupon the said Thomas prayed an At-
 tachm^t against the Estate of the said John Quigley according to Act
 of Assembly in that case made & provided & itt is granted unto him

Robert Ridgely } Comand was given to the Sheriffe of S^t Maryes
 agt } County that he take Cadwallader Jones late of
 Cadwallad^r Jones } S^t Maryes County M^cchant if he should be found
 in his bailywick & him safe keep so that he have
 his body here the twelfth day of ffebruary in the third yeare of his
 Lordps dominion &c to Answer unto Robert Ridgely in a plea of
 trespas upon the case Which said Twelfth day of february on which
 the said Court ought to have bin held was by his Lordps writt of Ad-
 journm^t adjourned untill the thirteenth day of the same month p. 476

Att which said thirteenth day of ffebruary the same Sheriffe mak-
 eth returne of the writt aforesaid that the said Cadwallader Jones
 is not found in his bailywick Whereupon the said Robert Ridgely
 prayed an Attachm^t ag^t the Estate of the said Cadwallader Jones ac-
 cording to Act of Assembly in that case made & provided & itt is
 granted unto him

Clegat plaintiffe & Robert Carvile Attorney for Henry Hooper
Defend^t & Robert Ridgely Attorney on the behalfe of Henry Darnall
Sheriffe of Calvert County, that the jury impanelled in this cause
may depart this Provincia^l Court without any advantage to be taken
by any party for such their departure Given under our hands the day
& yeare aforesaid

Liber N N

p. 477

Chr : Rousby

Ro : Carvile

Ro : Ridgely

Upon the peticon of Thomas Windoe, that he was sold to Marke
Cordea for foure yeares, & ran away from his Masters service tenn
dayes for which he received corporall punishm^t to the number of
twenty stripes, that his tyme of servitude is expired, & humbly re-
quested reliefe according to Justice.

Now here att this day to witt the twenty fifth day of ffebruary
1677. Itt is ordered that the said Thomas Windoe serve the said
Marke Cordea one hundred dayes for his ten dayes absence from his
masters service And also att the Expiracon of the said tyme that he
satisfie & pay to the said Marke Cordea three hundred & sixty pounds
of tobacco costs & charges laid out & expended by the said Marke in
seeking after the said Thomas And that the said Marke Cordea pay
to the said Thomas Windoe his freedome corne & cloaths

Upon the peticoñ of Gerard Slye Sheriffe of S^t Maryes County
on behalfe of himselfe & others Sheriffes of this Province, that the
Act of Assembly touching Sheriffes ffees although itt hath bin often
revised, yet itt is left so dubious & defective, that contention & con-
troversies doe daily arise by reason thereof, To the end that the
people concerned may have the better satisfacon for the future And
that the Peticōn^r & others in the like Office may be enabled to act
safely & not be lyable to clamours & censures for demanding uncer-
taine ffees And forasmuch as the Act appoints ffees for serveing
extraordinary warrants or Comissions to be regulated by the Court
And that untill such tyme as an Assembly shall meete in this Prov-
ince, itt may be resolved & ascertained by this Court what ffees shall
be allowed the sheriffe for serveing the following Writts & Warrants.

Now here att this day to witt the five & twentieth day of ffeb^ry
in the third yeare of the Dominion of Charles Lord Baltmore &c
Annoq̃ Doni 1677. itt is ordered by the Court, that the Sheriffes of
each respective County in this Province have demand & receive for
serveing these following Writts which are not menconed nor ascer-
tained in the Act for lymitacōn of Officers ffees, the ffees following
& no more vitz

l^b to^b

For serveing a subpena or sumons 30.
For serveing a scire facias 50.

Liber N N

l^b to l^b

For attendance upon a Prisoner if not full twenty foure houres in prison	20.
For serveing a Ne exeat Provinciam.....	100
For executeing a Writt of possession, Replevin or supersedeas. To be regulated by the Court.....	
For returne of a non est inventus, flying the Sheriffe or ab- sconding	20.
For serveing a Citacōn.....	35.

ffbruary 21th 1677.

Allowed to be taken by the Secry of this Province these fees fol-
lowing which are not menconed in the Act for lymitacōn of Offi-
cers ffees.

l^b s d

For every person that is cleered by Proclamacon.....	0=13=4
For every good behaviour ordered in Court.....	0= 6=8

p. 478 Whereas James Stavely the Attorney of John Kemball employed Robert Carvile one of the Attorneys of this Court to enter an action & sue forth a capias ag^t Vincent Lowe Esq^r to Answer unto the said John Kemball in a plea of trespas upon the case, wherein a Nonsuite was awarded ag^t the said John Kemball the sixteenth day of ffebruary 1677. And the said John Kemball being a non resident in this Province Itt is ordered by the Court here this day to witt the sixteenth of ffebruary aforesaid, that the said James Stavely the Attorney of the said John Kemball satisfie & pay unto the said Vincent Lowe his costs of suite by him about his defence in that behalfe laid out & expended

John Rawlings of Dorchester County being taken in Execucon in the same County att the suite of Thomas Bell & Philip ffrench & comp^a for twelve thousand two hundred ~~twenty~~ three pounds of tobacco debt & six hundred pounds of tobacco costs of suite And also att the suite of John Staynes for fourteen hundred & eighty pounds of tobacco debt & six hundred forty five pounds of tobacco costs of suite, & brought downe here this Court, the said John Rawlings is turnd over to the Sheriffe of S^t Maryes County, there to remaine in safe Custody untill he hath satisfied the Execucons aforesaid

John Saunders of Charles County being taken in Execucon in the same County att the suite of Stephen Murty for thirteen thousand pounds of tobacco debt & five hundred thirty six pounds of tobacco costs of suite, and brought downe here this Court And the said John Saunders requesting that he might be remanded into the Custody of the same Sheriffe The Court here to witt the fourteenth day of

ffeb^{ry} in the third yeare of his Lordps Dominion &c Annoq̄ Doni 1677. doe with the consent of Kenelm Cheseldyn Attorney for the plaintiffe order, that the said John Saunders be remanded to the Sheriffe of Charles County, And that he be not discharged from the custody of the said Sheriffe, untill he hath satisfied the said Execucion and given special bayle to Answer the action of John Machen in a plea of debt of foure hundred pounds lawfull money of England

Prop ^{ry}	}	Kenelm Cheseldyn Attorney Gen ^l &c moves for special bayle, whereupon the defend ^t is comitted into the Custody of the Sheriffe of S ^t Maryes County untill he putts in special bayle to Answer the action aforesaid & abide Judgem ^t Afterwards to witt the nineteenth day of february in the third yeare of the dominion of Charles Lord Baltemore &c Annoq̄ Doni 1677. came the said W ^m Crosse, & Peter Sayer, & George Robins of Talbott County his suerties acknowledged in open Court & undertooke for him the said W ^m Crosse in the sume of two thousand pounds ster ^l to be Levyed of their & each of their Goods & Chattels lands and tenem ^{ts} to his Lordps use upon this Condicon, that if the said W ^m Crosse be cast in this suite, that then the said W ^m Crosse shall pay the Condemnacon or deliver himselfe to the prison of the Sheriffe of the County of S ^t Maryes, or they the said Peter Sayer & George Robins will doe itt for him
ag ^t		
W ^m Crosse		

Nicholas Page, Tho:	Comand was given to the Sheriffe of Charles	p. 479
Welborne & Comp ^a & ag ^t	County that he take John Saunders otherwise called John Sannders of Charles County	
John Saunders	in the Province of Maryland M ^r chant if he should be found in his bailywicke & him safe keep, so that he have his body here the twelfth day of April february 1677. to Answer unto Nicholas Page Tho: Welborne & Comp ^a & Amos Bonvile in a plea that he render unto them fifty two thousand pounds of tobacco which to them he oweth & unjustly detaineth Which said twelfth day of february on which the said Court ought to haue bin held was by his Lordpps writt of Adjournm ^t adjourned untill the thirteenth day of the same month Att which said thirteenth day of february the same Sheriffe maketh returne of the writt aforesaid, that he hath taken the said John Saunders whose body he hath as by the same writt he is required. And the said plaintiffs by Kenelm Cheseldyn their Attorney moved for special bayle, whereupon itt is ordered that the said John Saunders remaine in the custody of the Sheriffe aforesaid untill he hath given special bayle to Answer the action aforesaid & abide Judgem ^t	

Marke Cordea	}	The Sheriffe of S ^t Maryes County haveing returned a cepi in this cause, the Defend ^t informes the Court, that by reason of her extream poverty she cannot defend the aforesaid suite, unlesse she be admitted
ag ^t		
ffrances Lucas		

Liber N N in forma pauperis Whereupon itt is ordered that the said ffances Lucas be admitted to defend the same suite in forma pauperis, & that Councill be assigned her

ffebbruary 23th 1677

Robert ~~Carville~~ Ridgely the Attorney of W^m Coleborne acknowledged satisfaction in open Court to a Judgm^t for eleven hundred & ten pounds of tobacco damages & five hundred fifty two pounds of tobacco costs of suite obtained by the said W^m Coleborne ag^t John Waghob the six & twentieth day of April 1677.

ffeb: 24th 1677.

Gerard Slye acknowledged satisfaction in open Court to a Judgem^t for One hundred seventy seven pounds sterl & one hundred & twelve pounds of tobacco costs of suite recovered by the said Gerard Slye ag^t Benjamin Rozer Esq^r the six & twentieth day of April 1677.

Prop ^{ry}	}	Thomas Jones gentl being fined to his Lordpp the
ag ^t		
Robert Carville	}	Lord Prop ^{ry} of this Province in severall quantities
	}	of tobacco amounting in the whole to the sume of
		four thousand pounds of tobacco, the said Thomas

Jones was comitted into the custody of the Sheriffe of S^t Maryes County untill he should pay the same Whereupon afterwards to witt the five & twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^d Doni 1677 Robert Carville (att the request of the said Thomas Jones) confest Judgem^t to the right Hon^{ble} the Lord Prop^{ry} in the sume of four thousand pounds of tobacco. And thereupon the said Thomas Jones was discharged from the said ffines :

Prop ^{ry}	}	The Sheriffe of S ^t Maryes County haveing returned
ag ^t		
p. 480 Bruen Radford	}	a cepi in this cause the plaintiffe by Kenelm Chesel-
	}	ryn Esq ^r Attorney gen ^l &c moved for Special bayle,

Whereupon the defend^t is comitted into the custody of the Sheriffe of St Maryes County untill he putts in special bayle to Aswer the action aforesaid & abide Judgm^t Afterwards to witt the three & twentieth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^d Doni 1677. came the said Bruen Radford with Jn^o Wynn of s^t Maryes County his suerty And the said John Wynn did acknowledge in open Court & undertooke for him the said Bruen Radford in the sume of two thousand pounds sterl to be Levied of his Goods & Chattels lands & tenem^{ts} to his Lordps use upon this Condictiõ, that if the said Bruen Radford be cast in this suite, that then the said Bruen Radford shall pay the condemnacon or deliuer himselfe to the prison of the Sheriffe of the County of s^t Maryes, or he the said John Wynn will doe itt for him

John Rousby & ux^r } Comand was given to the Sheriffe of S^t Maryes Liber N N
 ag^t } County, that whereas John Rousby & Barbara
 W^m Combes & ux^r } his wife in An action of Ejectm^t ag^t W^m
 & Mary Roe } Combes Eliz^a his wife & Mary Roe Ex^x of

Edward Roe deceased recovered their possession of one Messuage & six hundred acres of land in Tredaven Creek called Plymhimon lying in Talbot County And for as much as itt is not known what damages the said John Rousby & Barbara his wife have sustained by occasion thereof Itt was comanded the same Sheriffe that he cause to come here the one & twentieth day of ffebruary 1677. twelve good & lawfull men of his bailywick well & truely to enquire of the damages aforesaid Att which said one & twentieth day of ffebruary came the said John Rousby & the Jurors impanelled being called likewise came to witt Thomas Cosden, Tho: Doxey, Richard Royston, Henry Phippes, John Askin, Tho: Pattison, Richard ffenwick, Philip Lynes, Thomas Keyting, W^m Thomas & Joseph Edloe who being Elected tryed & sworne to say the truth in the p^rmisses doe say We finde for the plaintiffes seven thousand pounds of tob^b damages Whereupon itt is granted by the Court here, that the said John Rousby & Barbara his wife recover ag^t the said Defend^{ts} as well the sume of Seven thousand pounds of tobacco damages by the said Jury in form aforesaid assessed As also the sume of six thousand & fifteen pounds of tobacco costs of suite

W^m Young } This action in Ejectm^t being comenced by the said W^m
 ag^t } Young as Lessee of John Serjeant & Mary his wife
 John Bell } late wife of Edward Norman Guardians of Rosamond
 Norman daughter & heyre of the said Edward Norman
 in right of the said Rosamond ag^t the said John Bell casuall Ejector to try the title to one messuage & one hundred acres of land lying on the South side of Chester River in Talbott County, being part of a parcell of land called Hinsons Addicoñ, & Robert Smith the tenant in possession of the p^rmisses being served with the Declaration in Ejectm^t to appeare here in Decemb^r Court Anō 1677. & make himselfe or they under whom he claimed defend^{ts} thereunto & by rule of Court confessee Lease entry & Ejectm^t & insist only upon the title which said Decemb^r on which the said Court ought to have bin held was by his Lordps Writts of Adjournm^t adjourned untill the thirteenth day of ffebruary then next following Att which said thirteenth day of ffebruary came the said John Serjeant & Mary his wife by Christopher Rousby their Attorney, but (being p. 481
 named defend^t instead of the casuall Ejector) came not but made default Whereupon the said John & Mary prayed his Lordpps writt to cause them to have possession of the Messuage & land aforesaid with the appurtenneces to be to them granted

And thereupon itt is considered by the Court here this day to witt

Liber N N the twentieth day of february in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677 that the said John Serjeant & Mary his wife late wife of Edward Norman Guardians of Rosamond Norman daughter & heyre of the said Edward Norman in right of the said Rosamond their possession of the said Messuage & one hundred acres of land recover And the said in mercy

W^m Taylor } Itt was this day to witt the three & twentieth day of
ag^t } february in the third yeare of the Dominion of Charles
W^m Layton } Lord Baltemore &c Annoq̃ Dni 1677 moved to the
Court here by Robert Ridgely Attorney for the plain-
tiffe That whereas the Eighth day of Octob^r last past att a Pro-
vincial Court then holden, the Defend^{ts} by Robert Carvile their
Attorney in the absense of the plaintiffe & his said Attorney did sur-
reptitiously obtaine an order of this Court which followes in these
words viz^t that whereas att the said Eighth day of Octob^r came W^m
Taylor by Robert Ridgely his Attorney & W^m Layton by Robert
Carvile his Attorney, but because itt appeared to the Court here that
this action in Ejectm^t was comenced by the said W^m Tailor as Lesse
to the said Thomas Jones ag^t W^m Layton the casuall Ejector And the
said Andrew Whittington & Richard Chambers being named Def-
end^{ts} instead of the casuall Ejector to try the Title to one Messuage
of One thousand acres of land in Som^rsett County late in the tenure
or occupacon of the said Thomas Jones And the Court findeing itt
necessary that the bounds of the said persons lands be Surveyed by
a skillfull person according to their respective Patents & a faire plott
& Certificate thereof be returned to the Court, Itt is by the Court
this day ordered, that M^r ffrancis Jenckins Deputy Survey^r of the
said County be especially appointed by this Court & is hereby ap-
pointed impowered & comanded to lay out the lands of the said parties
according to their ancient meetes & bounds runing the lines accord-
ing to the Patents in the p^rsence of the Sheriffe of the said County,
who is hereby comanded & impowered to Sumon & impanel a Jury
upon the said lands & examine Evidences upon Oath that the truth
of the matter may be fully discovered And the said Survey^r is hereby
ordered to run his lines according to the evidence then given & the
direction of of the Jury, & to returne & Certificate of his proceedings
herein & a faire plott distinctly drawn of the lands in question, to-
gether with the Evidence that was then sworne to the next Provin-
ciall Court attested under the hand of the said Survey^r Sheriffe &
Jurors, that so his Lordppps Justices being fully informed of the truth
of the p^rmisses may doe therein as to Justice appertaineth. So that
by the said order the said plaintiffe in a reall accon was concluded un-
heard contrary to Law, And the said Robert Ridgely prayed that the
said order & the Survey Thereupon returned by ffrancis Jenckins
Deputy Survey^r be sett aside, & a new Survey awarded for the Re-

survey of the said parcell of land called Naseworthys choice according to the ancient meetes & bounds of the Grant thereof issued in the name of Naseworthy Upon the mocon aforesaid, & the parties of both sides by their Attorneys being by this Court fully heard, & upon due & mature consideracon of the p^rmisses had & taken by his Lordps Justices here p^rsent This Court doe adjudge the said former order to be surreptitiously obtained by the Defend^{ts} And that all the proceedings thereon be null & void to all intents & purposes whatsoever And further doe order, that M^r ffancis Jenckins Deputy Survey^r of Som^rsett County be & is hereby espetially appointed and comanded to lay out the aforesaid One thousand acres of land called Naseworthys choice according to the ancient bounds thereof specified in Naseworthys Patent, provided the lines thereof run not into the land of any person Surveyed before the first Survey of the said land And that the said land by the said Survey^r be laid out in p^rsence of the Sheriffe of the said County, who is hereby comanded & impowered to Sumons & impannell a Jury upon the said land, who are to be duely sworne by the said Sheriffe to direct the said Survey^r according to the best of their knowledge of the true ancient bounds of the said one thousand acres of land called Naseworthys choice And the said Survey^r is hereby ordered to returne a Certificate of his proceedings herein And also a faire Certificate & plott of the meets & bounds of the said land called Naseworthys choice under his hand & the hands & Seales of the Sheriffe & Jurors aforesaid to his Lordps Justices here the ninth day of Aprill next, that so his Lordps Justices being fully informed of the truth of the p^rmisses may doe therein as to Justice appertaineth

ffeb: 25th 1677.

Edward Ball

ag^t

Richd Brightwell

} Itt is ordered by the Court by consent of Robert Carville Attorney for the plaintiffe & Robert Ridgely Attorney for Bernard Johnson Cooper of Calvert County, that the said Bernard Johnson be admitted defend^t who shall forthwith appeare by his Attorney aforesaid, & receive a declaracon & shall plead thereunto the generall issue as of this Court And att the tryall thereupon to be had, the said Bernard shall appeare in his proper person or by his Council or Attorney, & shall confesse lease entry & Ejectm^t or in default thereof Judgem^t shall be entred thereupon ag^t the said Richard Brightwell the casuall Ejector But further prosecucon shall be stayed ag^t him untill he shall make default in any the p^rmisses And itt is further ordered by this Court by consent aforesaid that the said Bernard shall not take any advantage ag^t the plaintiffe for not presecuteing his tryall occasioned by such default But that the said Bernard Johnson shall pay unto the plaintiffe such costs as shall be by this Court taxed for the same And itt is further ordered that the lessor to the

Liber N N plaintiffe shall be lyable to pay to the defend^t the costs by this Court to be in any manner taxed or adjudged

March 25th 1678.

Came W^m Williams gent^l who undertooke for Thomas Waghob in the sume of Eight thousand pounds of tobacco, that the said Thomas should prosecute his Replevin ag^t Jacob Loton for his unjust detaining of one man servant named W^m Simpson belonging to the
 p. 483 said Thomas as itt is said And to make restitution To the said Jacob if to him itt shall be adjudged

ffbruary 20th 1677

Came Charles Boteler & Thomas Cleggat of Calvert County gent^l who undertooke for George Parker in the sume of Eighty pounds sterling that the said George should prosecute his Replevin ag^t Joseph Tilly for his unjust detaining of five feather beds bolsters pillowes ruggs blankets Curtaines Valence bedsteads & furniture to the same belonging, five paire of sheetes napkins pillowcoates, severall pewter dishes plates basons Candlesticks & Chamber potts marked I^mM&TM& without markes containing one hundred & forty pounds weight, one great brasse kittle, three iron potts, andirons, brasse & iron Tongues, five shovells & spitts, the wearing apparrell of Mary Tilly deceased both linnen & wollen silke & stufte, six Turkey workt chaires, six Russia leather chaires, all Chests, trunks, nest of drawers, axes, hoes, nailes, locks, guns, powder & shott, corne & tobacco belonging to the said George Parker as itt is said, & to make restitucon to the said Joseph Tilly if to him the goods & Chattels aforesaid shall be adjudged

ffbruary 20th 1677

Came Charles Boteler & Thomas Cleggat of Calvert County gent^l who undertooke for George Parker in the sume of Eighty pounds sterl, that the said George should prosecute his Replevin ag^t Joseph Tilly for his unjust detaining of one man servant named Tho: Norris, one woman Servant named Elizabeth Moore, all the horses & Mares upon the plantacon of the said Joseph att Hunting Creeke in the County of Calvert called Tillington burnt with **FL** on the left buttock, all his the said Georges Cowes, calves, bulls, steeres & heifers att the plantacon aforesaid marked with a swallow forke on the left eare a cropp & three slitts on the right eare, all his the said Georges stock of hoggs thereof the same marke belonging to the said George Parker as itt is said, & to make restitucon to the said Joseph Tilly if to him the Goods & Chattels aforesaid shall be adjudged

Ninian Bell	} Whereas att a Provinciaall Court held att S ^t Maryes the
ag ^t	
James Moore	

Eighth day of Octob^r last past came the plaintiffe by Christopher Rousby his Attorney & obtained an order of this Court which followes in these words viz^t That

whereas att the said Eighth day of Octob^r came Ninian Beale by Christopher Rousby his Attorney & James Moore by George Parker his Attorney, but because itt appeared to the Court here that this action of Ejectm^t was comenced by the said Ninian Beale as Lessee to the said Daniel Cuningham & Bridget his wife ag^t James Moore the casuall Ejector And the said Richard Edwards & Hannah his wife being named Defend^{ts} instead of the casuall Ejector to try the title to one Messuage & two hundred acres of land scituate lying & being on the Northern branch of Petuxent River being the North part of a tract of land late in the possession of John Pott deceased called Mount pleasant & being now in dispute between the said Daniel Cuningham & Bridget his wife & the said Richard Edwards & Hannah his wife And the Court findeing itt necessary that a faire plott & Certificate thereof be returned to the Court, itt is by the Court this day ordered that Cha: Boteler Deputy Survey^r be especially appointed by this Court & is hereby appointed impowered & comanded to lay out the land aforesaid & run out the true lines & sett out their meetes & bounds according to the true intent & meaning of the Will of the said John Pott And to returne a Certificate of his pceeding herein & a faire plott distinctly drawne of the said land in question to the next Provinciaall Court to be held att S^t Maryes the fourth day of Decemb^r next attested under his hand, that so his Lor^ds Justices being fully informed of the truth of the p^rmisses may doe therein what to Justice shall appertaine By vertue of which said order Charles Boteler Deputy Survey^r went upon the lands in question, & returned his proceedings therein in writing under his hand which followes in these words viz^t Whereas by an order of the Provinciaall Court I have bin comanded to lay out & run the true lines of two hundred acres of land part of a parcell of land called Mount pleasant according to the true intent & meaning of the Will of John Pott late of Calvert County deceased, & returne Certificate & plott of the same to the Provinciaall Court These are humbly to Certifie that I Charles Boteler Deputy Survey^r under Baker Broöke Esq^r Survey^r Gen^{ll} in obedience to the said order of Court did goe upon the said land, but could not finde any bounded or lined tree of the same land or other known marke to begin the Survey upon, so that the same land I could not Resurvey nor the lines thereof runn out as by the said order I was comanded. Whereupon & upon mocon made to this Court the fourteenth day of ffebruary 1677 by Chr Rousby in the p^rsence of the Attorney for the Defend^t Itt is by the Court this day ordered, that the said Charles Boteler be & is hereby especially appointed & comanded to lay out that tract of land which lyes next above the land in question formerly Surveyed for John Pott before the tract in question was Surveyed, that the bounds of the land in question may be found out, to returne a Certificate of his proceedings herein, & also a faire Certificate & plott of the meetes & bounds

Liber N N

p. 484

Liber N N of the land in question to the next Provinciaall Court to be held att S^t Maryes the ninth day of April next attested under his hand, that so his Lordps Justices being fully informed of the truth of the p^rmisses may doe therein what to Justice shall appertaine

In obedience to an order of this Court made the fourth day of Octob^r last past came Henry Bonner gentl and delivered up to the Court these bills and noates following, due & belonging to Edward Erbery & Comp^a of Bristol M^rchants viz^t

	15 to 5
The Hon ^{ble} Philip Calvert Esq ^r his bill for.....	2500.
Co ^t W ^m Evans his bill for.....	1988
M ^r W ^m Rosewell his bill for.....	2190
Cap ^t Jn ^o Allen his bill for.....	1268
M ^r Jn ^o Stone his bill for.....	0750
Nath ^l Eaton his bill for.....	1200
ffrancis Kilborne his bill for.....	474
Richard Morris his bill for.....	400
Gethin Bowen his bill for.....	1035
W ^m Barton hist noat for.....	0171
James Bowling his bill for.....	0400

p. 485 And the said Henry Bonner requested an allowance & order of this Court for his charges in comeing goeing & attendance three Courts, & that itt might be paid to him out of the aforesaid bills Whereupon this day to witt the fourteenth day of ffebruary in the third year of the Dominion of Charles Lord Baltemore &c Annoq^{uo} Doni 1677. this Court thinks fitt & doe allow unto the said Henry Bonner for his charges in comeing goeing & attendance here three Courts about the p^rmisses twelve hundred pounds of tobacco, & doe order the same to be paid as followes viz^t Eight hundred pounds of tobacco part thereof to be paid by the Hon^{ble} Philip Calvert Esq^r out of his bill for two thousand five hundred pounds of tobacco And foure hundred pounds of tobacco the remainder thereof to be paid by James Bowling in discharge of his bill for the same quantity

ffbruary 22th 1677.

Jn^o Howell & Nath^l

Howell Ex^{rs} Tho: Howell
ag^t

Geo: Wells

} Upon mocon made to this Court by
George Parker Attorney for George
Wells, that the said George Wells was
not served with the first scire facias
upon the Writt of Error, Ordered that

the plaintiffes pay unto the Defend^t his costs & charges by him about his defence therein laid out & expended And that the Errors be heard next Court.

Tho: Carlisle & John
Watson Ex^{rs} Cuningham
ag^t
Walter Hall

Walter Hall late of S^t Innagoes in S^t Maryes County was sumoned to Answer unto Tho: Carlisle & John Watson Ex^{rs} of the last Will & testam^t of John Cuningham deceased in a plea that he render unto them the sume of six thousand seven hundred sixty two p^{ds} of tobacco which from them he unjustly detaineth

Liber N N

And whereupon the said Thomas & John by Kenelm Cheseldyn their Attorney say, that whereas the said Walter Hall the thirteenth day of July in the yeare of our Lord One thousand six hundred seventy six, did by his certaine writeing Obligatory sealed with the seale of the said Walter here in Court produced whose date is the same day & yeare above written, did acknowledge himselfe to owe & stand indebted unto the said John Cuningham M^{ch}ant in the full & just sume of six thousand seven hundred sixty two pounds of M^{ch}antable leafe tobacco in caske, & that to be paid unto the said Jn^o Cuningham his heyres Ex^{rs} or assignes or other his lawfull Attorney & that upon all demands after the tenth day of Octob^r next ensuing the date thereof & that att his own plantacon, To the which paym^t well & truely to be made he did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^sents Notwithstanding which the said Walter Hall the said sume of six thousand seven hundred sixty two pounds of tobacco to him the said Jn^o Cuningham in his life tyme hath not paid though often thereunto required, nor to the said Thomas Carlisle & John Watson since his death Ex^{rs} of the last Will & testam^t of the said John Cuningham, but the same To pay hitherto hath & still doth deny to the damage of them the said Thomas & John Eight thousand pounds of tobacco & thereupon they bring their suite. And the said Thomas & John bring here in Court the letters testamentory to them granted, that itt may appeare to the Court here that they are Ex^{rs} of the said John Cuningham & thereupon to have Administracon

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Now here att this day to witt the nineteenth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677. came the said Walter Hall in his proper person & saith, that he hath nothing to say in barr of the plaintiffes accon Itt is therefore considered by the Court here that the said Thomas Carlisle & John Watson Ex^{rs} as aforesaid recover ag^t the said Walter Hall the sume of six thousand seven hundred sixty two pounds of tobacco debt As also five hundred forty foure pounds of tobacco coste of suite.

John Darnall
ag^t
Jarvis Ballard

Comand was given to the Sheriffe of Calvert County that he Attach any the Goods or Chattels of Jarvis Ballard if they should be found in his bailywick to the Value of thirty three thousand three hundred thirty three pounds of tobacco, & when he had the same so Attached

Liber N N or any part thereof the same in his custody to keep untill the said Jarvis should by himselfe or his Attorney appeare here the twelfth day of february in the third yeare of his Lordpps Dominion &c Annoq Doni 1677. to Answer unto John Darnall in a plea of trespas upon the case And the same Sheriff maketh returne of the writt aforesaid, that he hath Attached in the hands of Samuel Holesworth nine thousand three hundred pounds of tobacco, W^m Harris foure thousand pounds of tobacco, ffrancis Collier Eighty yards of Duffell att Eight hundred pounds of tobacco, John Peirce Eight hundred pounds of tobacco, & in the hands of M^r Christopher Rousby due from Cap^t Perry foure thousand pounds of tobacco Whereupon itt is granted by the Court here that Scire facias issue to the same Sheriffe to make knowne to the said Samuell, William ffrancis, John & Christopher that they be & appeare here to shew cause if any they have why Execucon should not issue forth ag^t them for the aforesaid sumes of tobacco so Attached in their hands as aforesaid.

february 21th 1677

John Watkins	}	Itt is ordered by the Court here, that after the plaintiff shall sue forth his Lordps writt of fieri facias to the high Sheriffe of Ann Arundell County to be directed, to levy of the Goods & chattels which late were of James Rawbone deceased in the hands of Richard Hill Ad ^r of all & singuler the Goods & Chattels &c of the said James in the hands of the said Adm ^r a certaine debt of five thousand pounds of tobacco with costs of suite; Upon the returne by the same Sheriffe of a Devastavit of the Goods & Chattels which were the said Intestates, then Execucon to issue ag ^t the proper Goods & Chattells of the said Richard Hill the Adm ^r for the debt & costs aforesaid.
ag ^t		
Richard Hill Ad ^r Ja: Rawbone		

Richard Loyd	}	The Sheriffe of St Maryes County haveing returned a non est inventus upon a capias sued forth ag ^t the W ^m Singleton Def ^t by the said Richard in a plea of trespas upon the case. the p th by Kenelm Cheseldyn his Attorney prayed an Attachm ^t ag ^t the Estate of the said W ^m Singleton according to Act of Assembly, & itt is granted unto him the fifteenth day of february Anno 1677
ag ^t		
W ^m Singleton		

p. 487 Maryland ss

Att a Provinciaall Court held att the City of St Maryes the ninth day of April in the third yeare of the Dominion of Charles absolute Lord & Prop^{ty} of the Provinces of Maryland & Avalon Lord Baltimore &c Annoq Doni One thousand six hundred seventy eight And there continued untill the thirteenth day of April then next following Att which said ninth day of April were present

The Hon^{ble} { Philip Calvert Esq^r Chancelour
 W^m Calvert Esq^r Principall Secry
 Baker Brooke Esq^r Survey^r Gen^{ll}
 Benjamin Rozer Esq^r

Then was Nicholas Painter sworne Register & Examiner in Chancery ut in lib Reg^r RR. fol 5.

John Longden	}	The Defend ^{ts} by Robert Ridgely their Attorney appeare & imparle untill next Court
ag ^t		
Tho: Clarke	}	
Josiah Bacon		
ag ^t	}	
John Edmondson		
Tho: Legg	}	
ag ^t		
the same	}	
W ^m Knott		
ag ^t	}	
Edw ^a Bleeke		
Vincent Lowe	}	
ag ^t		
John Quigley	}	

James Mills Ex ^r	}	The Defend ^{ts} by George Parker their Attorney appeare & imparle untill next Court
Sam ^l Boston		
ag ^t	}	
Enock Bolton		
Robert Edmunds	}	
ag ^t		
John Atkey	}	
Robert Carville		
ag ^t	}	
W ^m Russell		
Robert Peca	}	
ag ^t		
Henry Stocket	}	

Robert Carville	}	These three actions are agreed.
ag ^t		
Robert Chapman	}	
Rich ^d Higginbotham		
ag ^t	}	
W ^m Layton		
James Ives	}	
ag ^t		
W ^m Alford	}	

Liber N N
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Marke Manloe	}
ag ^t	
W ^m Green	}
Robert Ridgely	
ag ^t	}
Ralph Hutchinson	
Edward English	}
ag ^t	
John Dixon	}
James Stavely &	
Henry Stocket	}
ag ^t	
Edw ^a English	}
the same	
ag ^t	}
the same	
Peter Maxfeild	}
ag ^t	
Jn ^o Macklenaham	}
George Parker	
ag ^t	}
Joseph Tilly	
Theophil ^o Hatchwell	}
ag ^t	
W ^m Gonnis	}
Geo : Parker	
ag ^t	}
Joseph Tilly	
the same	}
ag ^t	
the same	}
W ^m Gibson	
ag ^t	}
Jn ^o Bell	
Henry Stocket	}
ag ^t	
Tho : Bland	}
W ^m Layton	
ag ^t	}
Rich ^d Higginbotham	
Roger Tolle	}
ag ^t	
W ^m Watts	}
Tho : Wynne	
ag ^t	}
Clement Hill	

These sixteen actions are agreed

Edward English	}	
ag ^t		
Jn ^o Stanesby Ad ^r		
Caesar Prince		

Liber N N

W^m Doning & Comp^a } Garret VanSweringen late of S^t Maryes Citty p. 489
 ag^t } in the Province of Maryland Innholder, other-
 Garret VSweringen } wise called Garret Van Sweringen of the
 County of S^t Maryes in the said Province was
 Sumoned to Answer unto W^m Donning & Comp^a of the Citty of
 Bristoll in the Kingdome of England M^rchants of a plea that he
 render unto them the full & just Sume or quantity of forty thousand
 pounds of good sound m^rchantable tobacco & caske which to them
 he oweth and unjustly detaineth

And whereupon the said W^m Donning by Robert Ridgely his
 Attorney saith, that whereas the said Garret Van Sweringen the
 sixteenth day of ffebruary in the three & fortieth yeare of the
 Dominion of the late right noble Lord Caecilius &c Anno^o Doni one
 thousand six hundred seventy foure by his certaine writing Obliga-
 tory sealed with the Seale of him the said Garret & here in Court
 produced whose date is the day & yeare aforesaid did acknowledge
 himselfe to be holden & firmly bound unto the said W^m Donning &
 Comp^a in the full & just Sume or quantity of forty thousand pounds
 of good sound M^rchantable tobacco in caske to be paid to the said
 W^m Donning and Comp^a or to their heyres Ex^{rs} Adm^{rs} or assignes
 To the which paym^t well & truely to be made the said Garret did
 binde himselfe his heyres Ex^{rs} & Adm^{rs} in the whole & for the whole
 firmly by those p^rsents Notwithstanding which the said Garret the
 said sume of forty thousand pounds of tobacco to them the said
 W^m & Comp^a although often thereunto required according to the
 tenour of the said writing obligatory hath not paid, but the same
 to pay hath refused & denyed, & to pay the same as yet doth refuse
 & deny, whereupon the said W^m & Comp^a say they are damnified &
 have losse to the Value of fifty thousand pounds of tobacco & there-
 upon they produce their suite

And the aforesaid Garret Van Sweringen by Robert Carville his
 Attorney cometh & defendeth the force & injury when &c and the
 said Garret prayeth the hearing of the writing obligatory aforesaid
 & itt is read unto him, he also prayeth the heareing of the Condi^cōn
 of the same writing obligatory & itt is read unto him in those words
 Viz^t The Condi^cōn of this Obliga^cōn is such, that if the above
 bounden Richard Moy his heyres Ex^{rs} or Adm^{rs} shall pay or cause
 to be paid unto the said W^m Donning & Comp^a their heyres Ex^{rs}
 Adm^{rs} or assignes att some convenient place in Potomock River in
 the said Province on the tenth day of Octob^r which shall be in the
 yeare of our Lord One thousand six hundred seventy five the full &
 just sume of tenn thousand pounds of good sound M^rchantable

Liber N N tobacco & caske And also shall pay or cause to be paid unto the said W^m Donning & Comp^a their heyres Ex^{rs} Adm^{rs} or assignes att some convenient place in Potomock River in the said Province on the tenth day of Octobr which shall be in the yeare of our Lord One thousand six hundred seventy & six the full & just sume of five thousand pounds of like tobacco & caske And also shall pay or cause to be void unto the said W^m Donning & Comp^a their heyres Ex^{rs} Adm^{rs} or assignes att some convenient place in Potomock River in the said p. 490 Province on the Tenth day of Octobr which shall be in the yeare of our Lord One thousand six hundred seventy & seven the full & just sume of five thousand pounds of like tobacco & caske, then this p^rsent Obligacōn to be void, otherwise to stand in force, which being read & heard, the said Garret Van Sweringen prayeth liberty of speaking hereunto untill next Provinciaall Court, & itt is granted him, the same day is given to both parties.

Now here att this day to witt the thirteenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678. cam[e] the said parties by their Attorneys aforesaid And the said Garret saith, that as to twenty thousand pounds of tobacco part of the aforesaid sume of forty thousand pounds of tobacco in the declaracōn menconed he cannot gainsay for that he oweth the same to the plaintifffes Therefore itt is considered by the Court here that the said W^m Donning & Comp^a recover ag^t the said Garret Van-Sweringen the aforesaid debt of twenty thousand pounds of tobacco And also six hundred pounds of tobacco cost of suite.

M^r Robert Ridgely

I as Attorney of W^m Donning & Comp^a of Bristoll M^rchants doe desire you to acknowledge satisfaccon upon the Record of the Judgem^t by them obtained ag^t Garret VanSweringen for twenty thousand pounds of tobacco upon a bond of fforty thousand pounds of tobacco entred into by Richard Moy & the said Garret to the said Donning & Comp^a for paym^t of the said twenty thousand pounds of tobacco And for yo^r so doing this shall be yo^r sufficient warrant Given under my hand & Seale this twenty fifth day of April 1678. To M^r Robert Ridgely one of the Tho: Jones (sealed)

Attorneys of the Provinciaall Court

Sealed & del^d in p^rsence of

Walter Hall Rob^t Carvile

Roger Baker } Comand was given to the Sheriffe of Calvert County,
ag^t }
Henry Cox } that all the Goods and Chattels of Henry Cox besides
his Oxen & affros of his Cart, & in like manner the
moiety of all his lands & tenem^{ts} in his bailywick of
which he was seized the twentieth day of Novemb^r Anno One thou-
sand six hundred seventy five or att any tyme after was seized to

Roger Baker he cause to be deliuered by reasonable price & extent To hold to him the Goods & Chattels aforesaid as his owne proper Goods & Chattels & the moiety aforesaid as his ffreehold to him & his assignes according to the forme of the Statute in that case made & provided untill a certaine debt of foure thousand eight hundred thirty eight pounds of tobacco as also the sume of five hundred thirty six pounds of tobacco costs of suite recovered in the Provinciall Court ag^t the said Henry Cox by the said Roger Baker should be thereupon fully Levyed And in what manner he execute the same writt he make appeare here the fourth day of Decemb^r in the third year of his Lordp^s Dominion &c Annoq^o Doni 1677 w^{ch} said fourth day of Decemb^r on which the said Court was to be held was by his Lordp^s Writt of Adjournm^t adjourned untill the thirteenth day of ffebruary then next following, Att which said thirteenth day of ffebruary in the year aforesaid the same Sheriffe maketh returne of the writt aforesaid with an Inquisicon thereunto annexed w^{ch} followes in these words viz^t.

Calvert County ss

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An Inquisicon indented taken att Hunting Creeke att M^r Joseph Tillys plantacon in the County aforesaid the twenty eighth day of Novemb^r in the year of our Lord One thousand six hundred seventy seven before me Henry Darnall Sheriffe of the County aforesaid by vertue of a Writt of Elegit from his Lordpp to the Sheriffe directed & to this Inquisicon annexed by the Oaths of W^m Turner, John Biggs, Daniel Goldson, Sam^l Goosey W^m Howse sen^r W^m Howse jun^r Andrew Dickeson, John Leich, Tho: Edwards, W^m Keede, Tho: Tinsly, John King & Joseph Tilley all of the County aforesaid who say upon their Oaths that Henry Cox in the writt aforesaid named being indebted as in the writt is specified was seized in his Lordpp as of ffee two tracts of land named Cox ffreehold & Coxcomb in the Country aforesaid of the cleere yearely Value in all issues & profitts of two thousand pounds of tobacco And further the said Jurors say upon their Oaths, that the said Henry Cox hath no Goods or Chattels nor other lands or tenem^{ts} in the County aforesaid to their knowledge that they could extend or apprise to satisfie the said debt, which said Coxcomb according to Estimacon two hundred acres being the moiety aforesaid with all its rights jurisdictions & perquisitts for the one moiety of All the lands & tenem^{ts} aforesaid of the said Henry Cox valued as aforesaid I the said Sheriffe doe cause to be delivered unto the said Roger Baker in the writt aforesaid named To be held to him & his assignes according to the forme of the Statute in that case made and provided as his free land & tenem^t untill his debt of five thousand three hundred seventy foure pounds of tobacco in the writt named be fully levyed & satisfied as in the writt aforesaid is comanded & required together with all interest

Liber N N for forbearance & all other his necessary charges in & about the same such as the Court shall think fitt to allow of, In testimony whereof I the said Sheriffe & the Jurors aforementioned to this Inquisition haue interchangeably sett our hands & seales the day place & yeare first above written,

Henry Darnall Sher	W ^m Howse	W ^m W ^K Keede
W ^m Turner	W ^m Howse	Tho: T ^T Tinsly
Jn ^o E ^B Biggs	Andr A ^D Dickeson	Tho: E ^E Edwards
Daniel A ^A Goldson	Jn ^o H ^H Leiche	Joseph Tilley
Sam ^l S ^C Goosey	Jn ^o King	

All sealed—

On the backside of the foregoing Inquisition was thus written viz^t Memorandum that quiet & peaceable possession of the within mentioned land Coxcomb was giuen & deliuered by Henry Darnall within named to Joseph Baker the Attorney of Cap^t Roger Baker within named by vertue of a writt from the Lord Prop^{ry} to him the said Henry Darnall directed & according to the forme of the Statute in that case made & provided To be held to him the said Roger Baker or his assignes according to the forme & effect of the within written Inquisition, possession as before giuen this 28th day of Novemb^r 1677.

Henry Darnall Sher

Wittnes W^m Turner Andr H^D Dickeson

Which being read & heard Afterwards to witt the Eleventh day of April in the third yeare of the Dominion of Charles Lord Baltimore &c Annoq^o Doni 1678 itt is granted by the Court here, that
 p. 492 the said Roger Baker hold the said tract of land called Coxcomb containing two hundred acres of his ffreehold to him & his assignes dureing the term of sixty yeares fully to be compleat & ended.

To the Hon^{ble} Governo^r & Councill of the Province of Maryland Sheweth The peticon of John Browne of Salem in New England That whereas there was a Condicon of Copartnershipp with account depending between me & my Sonn James Browne, the which account was delivered to me by my Sonn not long before his death, & therein made due upon Copartnership forty foure thousand eight hundred fifty seven pounds of tobacco & two thousand eight hundred sixty three pounds of dry hide And also delivered ashoare in ffarley Creek five hogsheads & six barrells of Sugar whereof (as I am informed) three hogsheads were in the store when the Estate was seized by yo^r Officer, for all of which Goods as before expresst I doe intreat yo^r Hono^{rs} to order me satisfaction as being but just and equitable, which shall be acknowledged with thankfullnes by your Peticon^r And now may itt please yo^r Hono^{rs} give me leave a little further to add, that haveing since the death of my Sonn James found proceedings in relation thereunto very hard, whereby his wife

& foure Children are much distrest, his Credito^{rs} disappointed who were to be paid att my Sonns returne to New England, & in particuler M^r Shrimpton whose concernes are very considerable, & my selfe very greatly concerned which may occasion itt to be hard with me, & prove a great disappointm^t to me now in my ancient dayes, & having now bin att five hundred pounds charge or more, which hath bin occasioned by this busines, all which together makes itt an extream suffering, especially unto us who were his neer relations, But yet I would hope that as itt is in yo^r Hono^{rs} power, so you will please to mitigate itt, & not cause itt to be more heavy by withholding that which may yield some reliefe When tyme was in the minority of this Province, itt is not unknown I suppose to some of yo^r Hono^{rs} what testimony of love & good will I exprest towards this Province & many of the Inhabitants, putting my selfe upon great trouble & charge on that account, of which the ancient Lord who then was did please to take notice of, & in particuler att a certaine tyme when as Cap^t Tully had invited divers M^rchants Masters of Shippes ffreightors &c who were concerned with this Province unto a ffeast his Lordpp was then pleased to take notice of me in way of good likeing, & to expresse itt as his pleasure, that I should have all good encouragem^t given me for the future. I tooke itt as a gratefull acknowledgem^t from the ancient Lord, & held my selfe much obliged thereby After which tyme I did further engage my selfe in the Province, but have come off with much losse And now since itt is become my lott to request yo^r favour I hope you will not deale unkindly with me, but looke upon me with a benigne aspect, extending yo^r help so farr as may consist with righteousnes & Justice, the which will be yo^r Hono^r & interest & comfort to the Widdow & ffatherles, & my selfe in particuler who am

The ninth day of April

1678

Yo^r Hono^{rs} to comand
wherein I may
John Browne

April 13th 1678

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For Answer to this peticoñ the Court doe say, that as the right Hon^{ble} the Lord Prop^{ty} of this Province is as much bound by his own Lawes as the meanest of his Ma^{ties} Subjects resideing here under the protection of his said Lordpp, so itt is but just that his cause should be legally tryed before he be concluded. Wherefore the Court desired the peticon^r to imploy Christopher Rousby gent^l, Geo: Parker gent^l, Charles Boteler gent^l Nehemiah Blakiston gent^l any one or more of them now assigned him for Councell to bring the matter legally & Speedily to heareing before the Court, that so his Lordpps Attorney gen^l may be ordered to Answer unto them, & speedy & effectual Justice may be done as the meritt of the cause shall require

Liber N N

To the Hon Governo^r & Councill of the Province of Maryland

Henry Bartholomew & John Browne Inhabitants of Salem in New England with all due respects desires to p^rsent & leave to yo^r Hono^{rs} consideracon

That whereas itt hath pleased the great & righteous God to permit that the violence of a distemper was so farr prevalent as to occasion James Browne sometymes an Inhabitant of Caecil County in the Province aforesaid as some say to be accessory unto his owne death, the which in itt selfe as itt is very sad, so upon every fresh remembrance is very grievous & heavy unto us & others of his neer & deer relacons, doe therefore hope that upon yo^r Hono^{rs} serious consideracon of the p^rmisses you will be pleased so to order as that itt may not be made yet more heavy & grievous unto us by detaining or proceeding not according to equity & Justice And first we desire to acquaint you, that whereas by yo^r Hono^{rs} direcon we were comended to a person for advice in order to our proceed in the case, we have accordingly so done, & from him had good encouragem^t as to the equity of our cause, yet was not willing on our behalfe to undertake itt, whereby our proceed in order to an issue is hindered, so that att p^rsent we know no better way then to p^rsent & leave itt to yo^r Hono^{rs} first we desire to reminde yo^r Hono^{rs} that you will be pleased to consider the Coroner who is better known unto you then unto us, & whether he might not from selfe respects seek to ingratiate himself by procureing such a verdict from the Jury, which verdict if yo^r Hono^{rs} please to weigh & consider seemeth to us to be inconsistent with truth the ground of our apprehension is, because that in their Oath they say, he was himselfe alone & yet tooke a pistoll in his right hand charged as they say & sett itt to his forehead & so feloniously murdered himselfe Moreover the most of the Jury that we have spoken with doe affirme that they never tooke such an Oath. Next we desire to reminde yo^r Hono^{rs} concerning the plantacon which was settled in ffarley, that itt may be considered upon what ground itt was taken away; all the ground we finde for so doing is, that there was an informacon given that itt was surreptitiously taken upp by Cap^t Howell But if yo^r Hono^{rs} please to have the Records Searcht, we doubt not but you will finde that there was a due & true right to the land from the first Prop^{rs} & so by Conveyance to Captaine Howell & from him to James Browne Now if there were any thing omitted in the entrance of these Conveyances from one to another by any Officer of yours, if so itt shall appeare we entreat yo^r Hono^{rs} we may not suffer thereby Moreover we desire yo^r Hono^{rs} to consider that my Lord hath not only given a grant for Resurvey of all the land belonging to James Browne, wherein this ffarley is included, but accordingly itt was by order Surveyed & returne made & entred in the Record, by all which we

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doubt not but yo^r Hono^{rs} will see, that the Widdow & ffatherles Children have an undoubted right to the land att ffarley with the appurtennces belonging thereto And therefore doe hope that you will see cause that accordingly itt may be restored to her & the heyres & Successo^{rs} of James Browne. Next we desire to reminde yo^r Hono^{rs} concerning the Estate of M^r Sam^l Shrimpton the which hath allready bin presented to you in the particulers as his owne proper Estate & undoubted right, which was twenty three thousand & odd hundred pounds of tobacco due unto him the said Shrimpton as we p^rsented to the Governo^r by cleere testimony under James Brownes owne hand Also one hundred ninety one pounds delivered to the said James Browne being in Copartnershipp for the procureing of Goods for his Voyage, the which Goods for most part if not all, were unsold when he dyed Also sixty three pounds odd money which by the said Shrimpton as his own proper Estate in pewter & other like Goods as by Invoice will appeare, being in the store & little or none of itt sould att his death, all which sumes being the true & undoubted right of M^r Shrimpton & his proper Estate, we doe entreat yo^r Hon^{rs} may be returned unto him, for we are utterly incapable of doeing anything in itt with respect to M^r Shrimptons Estate, by reason that the bills bookes & accompts are all detained from us, & as we conceive in the hands of the Lord Prop^{ty} or his Officers, & being utterly destitute of reliefe, doe apply our selves to yo^r Hono^{rs} in whose hands itt is to helpe us, who with our service are yo^{rs} to command

Liber N N

Henry Barthlomew
John Browne

April 13th 1678.

Upon consideracon had of this peticoñ, the Court for Answer to itt say, that the matters in the peticoñ contained not being legally brought before the Court, they cannot upon a bare suggestion award the lands att ffarley to the heyres of James Browne, which by Office found are by Lawe vested in the right Hon^{ble} the Lord Prop^{ty} but must leave the peticon^{rs} to seeke their right against his said Lordp^p by due course att Lawe as well for the said lands as for the Goods pretended to be M^r Samuell Shrimptons, & that they may the more speedily come to heareing, the Court assigned them Councell vizt Christopher Rousby gent^l Geo: Parker gent^l, Charles Boteler gent^l & Nehemiah Blakiston gent^l one or more of them as the petition^{rs} should thinke fitt

April 11th 1678.

Ordered by the Court, that the Justices of the peace for St Maryes County & Charles County doe forthwith meet together effectually to consult about mending the high way att the Mill lately called John Allens Mill att the head of Wiccommico river betwixt St Maryes & Charles County.

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Liber N N Eodem die

The Justices being well satisfied with the Emperor of Nantecokes comeing over, & upon some conference had with him by order from the Governo^r did order the interpreter to informe the Emperor that he should be sent back againe by the first conveniency, & that he might plant corne & eat his bread in peace & quietnesse Provided that he observe & keepe the last Articles of peace & amity concluded upon with Co^m W^m Burges

Prop^{ty} } Comand was given to the Sheriffe of S^t Maryes
ag^t } County, that whereas Kenelm Cheseldyn Esq^r At-
Tho: Binkes } torney gen^{ll} who for his Lord^{sh} the Lord Prop^{ty} in this
behalf^e prosecuteth, att a Provinciall Court held att
S^t Maryes the sixteenth day of february last past exhibites to the
Court a certaine Informacon ag^t Thomas Binkes of Calvert County
for concealing & detaining from the Lord Prop^{ty} divers goods &
Chattels formerly belonging to W^m Davis deceased who was convicted
attainted & executed for feloniously raising warr insurreccⁿ
& rebellion ag^t his Lord^{sh} his Governo^r & Governm^t of this Province
whereby the said Goods & Chattels are become forfeited unto his
Lord^{sh} the Lord Prop^{ty} In such manner itt was proceeded in the said
Court that the Lord Prop^{ty} ought to recover ag^t the said Tho: Binkes
his damages by Occasion of the p^rmisses, but because itt is not known
what damages the Lord Prop^{ty} hath sustained by occasion of the
detaining of the Goods & Chattels aforesaid, that the same Sheriffe
cause to come here to witt the Eleventh day of April in the third
yeare of the dominion of Charles &c Anno^q Doni 1678 twelve good
& lawfull men of his bailywick to Enquire what damages the Lord
Prop^{ty} hath sustained by occasion of the said Tho: Binkes's detain-
ing the Goods & Chattels aforesaid

Att which said Eleventh day of April in the yeare aforesaid came
the said Kenelm Cheseldyn Attorney Gen^{ll} &c and the Jurors impan-
nelled being called likewise came, to witt Richard Loyd, Edward
Husbands, Robert Potts, Nicholas Cooper, Thomas Courtney, Rich-
ard Masham, John King, Joshua Guibert, Jn^o Askin, Stephen Gough,
Gilbert Turbervile & Tho: Smith who being elected tryed & sworne
upon their Oathe to say the truth in the p^rmisses doe say Wee the
Jurors finde for the Lord Prop^{ty} foure thousand six hundred & eighty
pounds of tobacco Whereupon itt is granted by the Court here, that
the Lord Prop^{ty} recover ag^t the said Tho: Binkes as well the sume
of foure thousand six hundred & eighty pounds of tobacco damages
occasioned by detaining the Goods & Chattels aforesaid As also the
sume of two thousand seven hundred seventy one pounds of tobacco
costs of suite

Thomas Smith ag ^t Jn ^o Dormand	}	The Defend ^t by Robert Ridgely his Attorney ap- peares & imparles untill next Court.	Liber N N p. 496

John Darnall } Comand was given to the Sheriffe of Calvert County
ag^t } that he Attach any the Goods or Chattels of Jarvis
Jarvis Ballard } Ballard if they should be found in his bailywick to
the Value of thirty three thousand three hundred
thirty three pounds of tobacco And when he had the same so attached
or any part thereof the same in his custody to keep, untill the said
Jarvis Ballard should by himselfe or his Attorney appeare here the
ninth day of April 1678 to Answer unto John Darnall of a plea of
trespas upon the case: At which said ninth day of April in the
yeare aforesaid the same Sheriffe maketh returne of the writt afore-
said endorsed viz^t that he had Attached in the hands of Samuel
Holdsworth nine thousand three hundred pounds of tobacco, in the
hands of W^m Harris foure thousand pounds of tobacco, in the hands
of ffrancis Collyer eighty pounds of matchcoating or comonly called
Duffells att thirty pounds of tobacco p yard, eight hundred pounds
of tobacco in the hands of Doctor Peirce, & foure thousand pounds
of tobacco in the hands of M^r Rousby due from Cap^t Perry

Which being read & heard, this day to witt the twelfth day of
April in the third yeare of the Dominion of Charles Lord Baltemore
&c Annoq^o Doni 1678. the said John Darnall by Christopher Rousby
his Attorney prayed his Lordpps writt of scire facias to the parties
aforesaid to shew cause if any they have why Execucon for the said
sumes of tobacco attached as aforesaid should not issue ag^t them, &
itt is granted unto him by the Court here

Thomas Notley Esq ^r ag ^t James Tyre	}	The Defend ^t by Henry Bonner his Attorney appeares & imparles untill next Court

Benj ^a Rozer Esq ^r ag ^t Francis Wyne Tho: Pattison ag ^t Tho: Taillor W ^m Nicklis ag ^t Richard Royston Edw ^a Dorsey & ux ag ^t Tho: Bland & ux	}	}	These six actions are continued untill next June Court

Liber N N Cartwrights Ex^{rs} }
 ag^t }
 Tho: Mountford }
 Geo: Robins }
 ag^t }
 W^m Dare } }

p. 497 W^m ffurnace & ux }
 ag^t }
 Tho: Jones } The Defend^t by Charles Boteler his Attorney
 David Browne } appeares & imparles untill next Court.
 ag^t }
 the same } }

Robert Ridgely } This action abates, the defend^t being under covert
 ag^t } Garne
 Eliz^a Palmer }

James Stavely & Henry }
 Stocket Ex^{rs} Styles }
 ag^t }
 Geo: Gunnell & ux }
 Adm^x Overton }
 G VSweringen }
 ag^t }
 Tho: Hedge }
 Rob^t Ellys }
 ag^t }
 Mary Warde Ex^x }
 Matt: Warde }
 Peter Archer }
 ag^t }
 Henry Cole }
 Tho: Taillor }
 ag^t }
 Henry Harris }
 Philip Lynes }
 ag^t }
 Benj^a Hunton & }
 Geo: Gunnell }
 Matt: Davis }
 ag^t }
 Justinian Tennison }
 John Harris }
 ag^t }
 Geo: Gunnell }

The Denfd^{ts} by Kenelm Cheseldyn their
 Attorney appeare & imparle untill next
 Court

Liber N N

Robert Williams	}
ag ^t	
John Barnes	
Tho: Waghob	
ag ^t	
Jacobus Loton	
Edw ^a Husbands	}
ag ^t	
John Coode	}

Jn ^o Hance	}
ag ^t	
Ken: Cheseldyn Ad ^r Jones	}
Geo: Parker	
ag ^t	
the same	
Jn ^o Blomfeild	
ag ^t	
the same	}

The defend^t in his proper person appears & imparles untill next Court

Stocket & Stavely Ex ^{rs}	}
Stiles Ad ^r Tho: Salmon	
ag ^t	}
Ralph Hutchinson	
Henry Exon	
ag ^t	
Vincent Mansfeild	

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The Defend^{ts} by Nehemiah Blakiston their Attorney appeare & imparle untill next Court.

W ^m Kent	}
ag ^t	
Morgan Jones	}

Unlessse the Defend^t appeare next Court, the Sheriffe of Som^rset County amerced

James Stavely	}
ag ^t	
John Brooke	}
Tho: Taillor	
ag ^t	
Tho: Pattison	

The Defend^{ts} by Charles Boteler their Attorney appeare & imparle untill next Court

Jn ^o Halls	}
ag ^t	
Jn ^o Stanesby	}
Henry Pratt	
ag ^t	}
Jn ^o Saunders	
Jn ^o Machen	}
ag ^t	
the same	}

Liber N N	Symon Reider	}	These twelve actions are continued until next June Court
	ag ^t		
	G VSweringen	}	
	Marke Cordea		
	ag ^t	}	
	Stephen Murty		
	Tho: Willius	}	
	ag ^t		
	Tho: Jones	}	
	Jn ^o Burnham		
	ag ^t	}	
	Tho: Taillor Esq ^r		
	James Stavely	}	
	ag ^t		
	Peter Sayer	}	
	Tho: Welborne or		
	Comp ^a	}	
	ag ^t		
	Jn ^o Saunders	}	
	Welborne & al		
	ag ^t	}	
	the same		
	the same	}	
	ag ^t		
	Jn ^o Allen	}	
	W ^m Jones		
	ag ^t	}	
	Tho: ffolkes		

p. 499	Stocket & Stavely Ad ^{rs}	}	The Defend ^{ts} by Robert Carvile their At- torney appeare & imparle until next Court
	Nath ^l Styles		
	ag ^t		
	Solomon Thomas		
	Henry Stocket		
	ag ^t		
	John Beaman		

Tho: Cleggat } Comand was given to the Sheriffe of Caecil County
 ag^t } that he take Geo: Oldfeild late of Caecil County gentl
 Geo: Oldfeild } otherwise called George Oldfeild of the Province of
 Maryland if he should be found in his bailywick &
 him safe keep so that he have his body here the ninth day of April
 in the third yeare of his Lordp^{ps} Dominion &c Annoq^o Doni 1678.
 to Answer unto Thomas Cleggat in a plea of debt Att which said
 ninth day of April the same Sheriffe maketh returne of the writt
 aforesaid that the said George Oldfeild doth abscond Whereupon

the said Tho: Cleggat by George Parker his Attorney prayed an Attachm^t ag^t the Estate of the said George Oldfeild according to Act of Assembly in that case made & provided & itt is granted unto him

Samuell Cock ag ^t Rob ^t Graham & ux Ex ^x Geo: Macall	}	The Defend ^t by W ^m Williams his Attorney ap- peares & imparles untill next Court.
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Robert Carvile ag ^t Edw ^a Gunnell	}	This action is agreed.
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Vincent Lowe ag ^t John Lynch	}	Comand was giuen to the Sheriffe of S ^t Maryes County that he take John Lynch M ^r chant if he should be found in his bailywick & him safe keep so that he have his body here the ninth day of April in the third yeare of his Lordp ^{ps} Dominion &c Annoq ^o Doni 1678. to answer unto Vincent Lowe Esq ^r in a plea that he render unto him tenn thousand pounds of tobacco which to him he oweth & unjustly detaineth. Att which said ninth day of April the same Sheriffe maketh returne of the writt aforesaid that the said John Lynch is not to be found in his bailywick, whereupon the said Vin- cent Lowe by Robert Carvile his Attorney prayed an Attachm ^t ag ^t the Estate of the said John Lynch according to Act of Assembly in that case made & provided & itt is granted unto him.
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Tho: Smithson ag ^t James Hall Mary Clements Ex ^x Jn ^o Clements ag ^t W ^m Orchard & Geo: Lewen Stephen Murty Ad ^r Jn ^o Balley ag ^t Philip Lynes	}	These three actions are continued untill next Court
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Robert Crosman ag ^t Henry Adams Ex ^r Manwaring	}	Comand was given to the Sheriffe of Charles County, that he make knowne to Henry Adams Ex ^r of the last Will & testam ^t of George Man- waring deceased by good & lawfull men of his bailywick that he be & appeare here the ninth day of April in the third year of his Lordp ^{ps} Dominion &c Annoq ^o Doni 1678 to show cause if any he had why Execucon should not issue
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Liber N N forth ag^t the Estate of the said Geo: Manwaring for tenn thousand five hundred & eleven pounds of tobacco debt & two hundred sixty eight pounds of tobacco costs of suite recovered by the said Robert ag^t the said George the thirteenth day of february Anno 1671. Att which said ninth day of April the same Sheriffe maketh returne of the writt aforesaid, that he had made known to the said Henry Adams to be & appeare as by the same writt he was comanded

Afterwards to witt the eleventh day of April in the yeare aforesaid came the said plaintiffe by Kenelm Cheseldyne his Attorney & prayeth his Execucion of the debt & costs aforesaid And that said Defend^t in his proper person came also, and to preclude the said plaintiffe from his said Execucōn saith nothing Therefore itt is considered that the said plaintiffe shall have his Execucon ag^t the Estate of the said Geo: Manwaring of his debt & costs aforesaid And also

pounds of tobacco costs of suite sithence laid out & expended

Geo: Gunnell & ux	}
Ad ^x Overton	
ag ^t	}
Stocket & Stavely	
Ad ^{rs} Styles Ad ^r Salmon	}
Jarvis Ballard	
ag ^t	}
Henry Smith	
John Addison & ux	}
Ex ^x Tho: Dent	
ag ^t	}
Tho: Potter Ad ^r	
Geo: Marshall	}
Jonathan Sibrey	
ag ^t	}
James Mills Ex ^r	
Sam ^l Boston	}
Howells Ex ^{rs}	
ag ^t	}
Geo: Wells	
Stocket & Stavely Ex ^{rs}	}
Nath: Styles	
ag ^t	}
Charles James	
Tho: Notley Esq ^r	}
ag ^t	
Tho: Lomax	}

These seven actions are continued untill next Court

p. 501 W^m Tailor } Comand was given to the Sheriffe of Talbott
 ag^t } County that he take Tho: Monntfort if he should
 Tho: Monntfort } be found in his bailywick & him safe to keep so
 that he had his body here the ninth day of April

in the third yeare of his Lordp^{ps} Dominion &c Annoq^o Doni 1678. Liber N N
to satisfie unto W^m Taillor the sume of Eight hundred & twelve
pounds of tobacco costs of suite recovered ag^t the said Tho: Mount-
fort by the said W^m Taillor the Eighth day of Octob^r last past Att
which said ninth day of April the same Sheriffe maketh returne
of the writt aforesaid that he had taken the said Thomas Mountfort;
Whereupon comand was given to the cryer of this court to call Vin-
cent Lowe Esq^r Sheriffe of the County aforesaid to bring into Court
the body of the said Thos: Mountfort, but the said Vincent Lowe
nor Thomas Mountfort came not to satisfie the said W^m Taillor of
the costs aforesaid.

Afterwards to witt the thirteenth day of April in the yeare afore-
said came the said W^m Taillor by Robert Ridgely his Attorney &
desired that Judgem^t might be entred upp ag^t the said Vincent Lowe
for the costs of suite in the Execucōn aforesaid menconed There-
fore itt is ordered by the Court here that the said W^m Taillor recover
ag^t the said Vincent Lowe the aforesaid sume of Eight hundred &
twelve pounds of tobacco costs of suite

Richard Covell ag ^t Edward Gunnell	} The defend ^t by Kenelm Cheseldyn his Attorney appeares & imparles untill next Court

Tho: Carvile Ex ^r Robert Hunt ag ^t Joshua Guibert	} Gerard Slye & Clement Hill gent ^l being ordered & appointed Auditors to Audite & state the ac- compts between the plaintiffe & Defend ^t And the said Auditors haveing made no report thereof to this Court Itt is therefore this day to witt the thirteenth day of April in the third yeare of his Lordp ^{ps} Dominion &c Annoq ^o Doni 1678. ordered by the Court here, that John Coode & Clement Hill gent ^l be armed with a Comission to audite & state the accompts between the said parties And make reporte of their pro- ceedings therein att the next Provinciaall Court

Tho: Fisher & Comp ^a ag ^t Jn ^o Brooke Ad ^r Worgan	} John Brooke late of Dorchester County Adm ^r of the Goods & Chattels of W ^m Worgan deceased was Attached to answer unto Thomas ffisher M ^c chant & Comp ^a

of a plea of trespas of the case

And whereupon the said Thomas ffisher & Comp^a by Robert Car-
vile their Attorney say, that whereas the said W^m Worgan upon the
twenty ninth day of Novemb^r Anno Doni 1675. had bought & re-
ceived of & from the said Thomas ffisher & Comp^a by the hands of
Cadwallader Palmer ffactor for the said Tho: & Comp^a diuers Goods
& M^cchandizes a particuler whereof is hereunto annexed amounting
in the whole to the sume of fifteen thousand three hundred eighty

Liber N N eight p^{ts} of tobacco In consideracon whereof he the said W^m Worgan in his life tyme did assume upon himselfe & to the said Tho: ffisher & Comp^a did faithfully promise that he the said W^m the said
 p. 502 sume of ffifteen thousand three hundred eighty eight pounds of tobacco to them the said Thomas & Comp^a when thereunto required would well & truely pay & satisfie And the said Thomas & Comp^a in fact say that the said W^m Worgan did according to his promise & assumpon aforesaid pay unto the said Tho: & Comp^a in part of satisfaction of the said sume of ffifteen thousand three hundred eighty eight pounds of tob the sume of five thousand nine hundred twenty five pounds of tobacco so that there remaineth due to the said Thomas & Comp^a the sume of nine thousand foure hundred sixty three pounds of tobacco as by an accompt hereunto annexed doth appeare Yet the said W^m his promise & assumpon aforesaid little regarding, but deviseing and fraudulently intending them the said Thomas & Comp^a of the said sume of nine thousand foure hundred sixty three pounds of tobacco craftily & subtilly to defraud & deceive, the same to them the said Tho: & Comp^a the said W^m in his life tyme nor the said John since his death though often thereunto requested hath not hitherto paid or satisfied, but the same pay & satisfie doth still deny & refuse, to the damage of the said Tho: & Comp^a twenty thousand pounds of tobacco & thereupon they bring their suite

And the said John Brooke by Charles Boteler his Attorney cometh & defendeth the force & injury when &c prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to both parties.

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678. came the said parties by their Attorneys aforesaid And the said John Brooke by Charles Boteler his Attorney saith, that the said Thomas ffisher & Comp^a their accon aforesaid ag^t him ought not to have, for that the said W^m Worgan in his life tyme did not assume & promise in manner & forme as the plaintiffe above in his Declaracōn hath declared, & of this he putts himselfe upon the Countrey & the plaintiffe also Therefore comand is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize & because as well &c And the Jurors impannelled being called likewise came, to witt Richard Loyd, Edward Husbands, Robert Potts, Nicholas Cooper, Tho: Courtney, Richard Masham, John King, Joshua Guibert, John Askin, Stephen Gough, Gilbert Turberville & Tho: Smith who to say the truth in the p^rmisses being elected tryed & sworne upon their Oaths doe say Wee finde for the plaintiffes seven thousand two hundred & eighty pounds of tobacco with costs of suite Therefore itt is considered by the Court here that the said Tho: ffisher & Comp^a recover ag^t the Estate of the said W^m Worgan as well the sume of seven thousand two hundred &

eighty pounds of tobacco damages occasioned by the trespass aforesaid
 aforesaid As also the sume of Eleven hundred & eighteen p^{ds} of
 tobacco costs of suite Liber N N

W ^m Tregoe ag ^t John Brooke Adm ^r W ^m Worgan	}	John Brooke late of Dorchester County Adm ^r of the Goods & Chattels of W ^m Worgan de- ceased was Attached to Answer unto W ^m Tre- goe of a plea of trespass upon the case	p. 503
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And whereupon the said W^m Tregoe by Robert Carville his Attorney saith, that whereas the said W^m Worgan in his life tyme to witt upon the thirtieth day of Decemb^r in the year of our Lord one thousand six hundred seventy & five bought had & received of the said W^m Tregoe by the hands of Walter Upington diuers & sundry Goods Wares & M^rchandizes att the rates & price hereafter menconed, that is to say part of the said Goods att severall rates & prices in tobacco amounting in the whole to the sume of nineteen hundred seventy five pounds of tobacco, & the residue for money sterling att several rates & prices amounting in the whole to the sume of twenty pounds seventeene shillings & two pence as by a particular accompt thereof hereunto annexed may appeare He the said W^m Worgan in consideracon thereof did assume upon himselfe & to the said W^m Tregoe did faithfully promise, that he the said W^m Worgan the said severall sumes of nineteen hundred seventy five pounds of tobacco & twenty pounds seventy shillings & two pence sterling to him the said W^m Tregoe would well & truely content & pay when thereunto he should be lawfully requested Yet the said W^m Worgan in his life tyme nor the said John Brooke since his death, the same to him the said W^m Tregoe though often thereunto requested hath not paid or satisfied but the same to pay & satisfie hath hitherto & still doth deny & refuse to the damage of the said W^m Tregoe tenn thousand pounds of tobacco & thereupon he bringeth his suite

And the said John Brooke by Charles Boteler his Attorney cometh & defendeth the force & injury when &c and liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to both parties.

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678 came the said parties by their Attorneys aforesaid, & the said John Brooke by Charles Boteler his Attorney saith, that as to two thousand foure hundred seventy seven pounds of tobacco the remainder of the accompt in the declaracon menconed he is content that Judgement passe for the same Whereupon itt is granted by the Court here that the said W^m Tregoe recover ag^t the Estate of the said W^m Worgan as well the sume of two thousand foure hundred

Liber N N seventy seven pounds of tobacco the remainder of the accompt aforesaid as also the sume of six hundred pounds of tobacco costs of suite

W ^m Dare	}	John Brooke late of Dorchester County Chirurgion
ag ^t		Adm ^r of the Goods & Chattels of W ^m Worgan
Jn ^o Brooke Ad ^r		deceased was summoned to Answer unto W ^m Dare of
W ^m Worgan	}	Dorchester in England M ^r chant of a plea that he
		render unto him the sume of Eight thousand pounds

of every way good tobacco & cask w^{ch} from him he unjustly detaineth

And whereupon the said W^m Dare by Geo: Parker his Attorney
 p. 504 Saith, that whereas the said W^m Worgan the fifth day of August One thousand six hundred seventy foure by his certaine bond or writeing Obligatory sealed with the seale of him the said W^m Worgan & here in Court produced whose date is the day & yeare first above-said did owe & was indebted unto W^m Dare of Dorchester in England M^rchant the sume of Eight thousand pounds of a very good tobacco & cask due to be paid to the said Dare or his assignes, for this paym^t well & truely to be made he the said W^m Worgan did binde himselfe his Exec^{rs} & Adm^{rs} firmly by those p^rsents Yet notwithstanding the said W^m Worgan in his life tyme nor the said John Brooke since his death to whom Letters of Adm^{ion} was granted of the Goods & Chattels of y^e said W^m Worgan though often demanded the said sume of Eight thousand pounds of tobacco hath not paid or satisfied according to the tenor of the said bond or writeing obligatory, but the same to him the said W^m Dare doth still deny & refuse, whereupon the said W^m Dare saith he hath losse & is damnified to the Value of foureteene thousand pounds of tobacco, & thereupon he bringeth his suite.

And the said John Brooke by Charles Boteler his Attorney comes & defends the force & injury when &c and prayeth the heareing of the said bond or writeing obligatory & itt is read unto him He also prayeth the heareing of the Condicon of the said bond or writeing Obligatory & itt is read unto him in these words The Condicon of this Obligacon is such, that if the above bounden Worgan or his Ex^{rs} deliver or cause to be delivered to the said Dare or his assignes twenty thousand pipe staves two thirds of them white Oak & all of them every way good & fitt & proper for the Barbados trade on his now dwelling plantacon within six yards of the Creek side in the month Octob^r next Then this Obligacon to be void, otherwise to stand in force Which being read & heard the said John Brooke by his Attorney aforesaid prayeth liberty of speakeing hereunto untill next Provincial Court & itt is granted unto him, the same day is given to both parties.

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678 came the said parties by their Attorneys aforesaid And the said John Brooke saith nothing in barr or avoidance of the accōn afore-

said of him the said W^m Dare, whereby the said W^m Dare remaineth ag^t the said John Brooke Adm^r as aforesaid wholly undefended, therefore itt is considered by the Court here, that the said W^m Dare recover ag^t the Estate of the said W^m Worgan the aforesaid debt of Eight thousand pounds of tobacco As also nine hundred eighty eight pounds of tobacco costs of suite

Tho: Gilbert	}	John Brooke Adm ^r of all & singuler the Goods
ag ^t		Chattels & credits which were of the Estate of
Jn ^o Brooke Ad ^r		W ^m Worgan deceased was attached to Answer unto
W ^m Worgan	}	Tho: Gilbert of a plea of trespas upon the case.

p. 505

And whereupon the said Thomas Gilbert by Robert Ridgely his Attorney complaineth, that whereas the said W^m Worgan in his life tyme to witt the twentieth day of July 1676. did agree with the said Wm [*sic*] to live with him to keepe his bookes att the rate of three thousand five hundred pounds of tobacco p annum And the said Thomas in fact saith, that he did serve the said W^m dureing his life viz^t to the twentieth day of Novemb^r then next following, w^{ch} att the rate of three thousand five hundred pounds of tobacco p Annum amounteth to the sume of Eleven hundred & seventy pounds of tob^o And also in the said tyme did sell & deliver unto him the said W^m severall Goods, & att the speciall instance & request of the said W^m did pay for him the said W^m to severall persons severall sumes of tobacco a particular whereof is by the said Thomas here in Court produced, & with the said Eleven hundred & seventy pounds of tobacco amounteth to in the whole the sume of three thousand foure hundred pounds of tobacco, In consideracon whereof the said W^m Worgan in his life tyme did assume upon himselfe & to the said Thomas Gilbert did faithfully promise that he the said W^m him the said Thomas the said sume of three thousand foure hundred pounds of tobacco when thereunto required would well & truely content & pay Yet the aforesaid W^m Worgan in his life tyme nor the said John Brooke since his death to whom Adm^{con} of all & singuler the Goods Chattels & Creditts which were of the said W^m since his death hath bin comitted him the said Thomas the said three thousand foure hundred pounds of tobacco though often thereunto required have not paid or satisfied, but the same to pay or satisfie have denyed & as yet doth deny to the damage of the said Thomas foure thousand pounds of tobacco & thereupon he bringeth his suite.

And the said John Brooke by Charles Boteler his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to both parties.

Now here att this day to witt the Eleventh day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq

Liber N N Doni 1677 came the said parties by their Attorneys aforesaid, & the said John Brooke by Charles Boteler his Attorney saith, that the said Thomas Gilbert his accōn aforesaid ought not to have, for that the said W^m Worgan in his life tyme did not promise & assume in manner & forme as the plaintiffe above in his declaracōn hath declared & of this he putts himselfe upon the Countrey & the said plaintiffe likewise. Therefore comand is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because as well &c Att which said Eleventh day of April in the yeare aforesaid came the said parties by their Attorneys aforesaid And the Jurors impannelled being called likewise came to witt Clement Hill, John Roberts, John Stanley, Thomas Robison, Henry Henly, Jacob Morris, Robert Proctor, Edward Pynn, W^m Guither, Tho: Ball, Tho: Sprigg & Elias Beech who To say the truth in the p^misses being elected tryed & sworne upon their Oaths doe say We of the Jury doe finde for the plaintiffe the sume of two thousand five hundred pounds of tobacco Therefore itt is considered by the Court here, that the said Thomas Gilbert recover ag^t the Estate of the said W^m Worgan two thousand five hundred pounds of tobacco damages by the Jurors aforesaid in forme aforesaid assessed As also Nine hundred ninety six pounds of tobacco costs of suite

p. 506

Slye	}	These two actions in Ejectm ^t are continued untill next Court
ag ^t		
John Wade		
John Wade		
ag ^t		
John Slye	}	

Robert Carvile	}	Comānd was given to the Sheriffe of Dorchester County that he take Thomas ffisher of Bristoll M ^c chant if he should be found in his bailywick, & him safe to keep so that he haue his body here the ninth day of April Anno Doni 1678. to Answer unto Robert Carvile gentl of a plea of trespas upon the case Att which said ninth day of April the same Sheriffe maketh returne of the writt aforesaid, that the said Thomas ffisher is not found in his bailywick. Whereupon the said Robert Carvile prayed an Attachm ^t ag ^t the Estate of the said Tho: ffisher according to Act of Assembly in that case made & provided & itt is granted unto him
ag ^t		
Tho: ffisher		

Garret VSweringen	}	}
ag ^t		
John Blomfeild	}	

Prop ^{ry}	}	}	These foure causes are continued untill next Court
ag ^t			
Tho: Doxey & Mason			
the same			
ag ^t	}	}	
Jn ^o Coode & Tho: Lomax			
Richard Loyd			
ag ^t	}	}	
W ^m Singleton			

Robert Carville } Comand was given to the Sheriffe of St. Maryes
 ag^t } County that he take Cadwallader Jones if he
 Cadwallader Jones } should be found in his bailywick & him safe to
 keep so that he have his body here the ninth day
 of April Annoq Doni 1678. to Answer unto Robert Carville gentl
 in a plea of trespas upon the case Att which said ninth day of April
 the same Sheriffe maketh returne of the writt aforesaid, that the
 said Cadwallader Jones is not to be found in his bailywick Where-
 upon the said Robert Carville prayed an Attachment ag^t the Estate
 of the said Cadwallader Jones according to Act of Assembly in that
 case made & provided & itt is granted unto him.

Richard Royston } W^m Nicklis was Attached to Answer unto Richard p. 507
 ag^t } Royston in a plea of trespas upon the case.
 W^m Nicklis } And the said W^m Nicklis by Robert Ridgely his
 Attorney cometh & defendeth the force & injury
 when &c but the said Richard Royston came not but made default,
 therefore itt is considered by the Court here this day to witt the
 thirteenth day of April in the third yeare of the Dominion of Charles
 Lord Baltemore &c Annoq Doni 1678. that a Nonsuite be Awarded
 ag^t the said Richard Royston, & that the said W^m Nicklis recover ag^t
 the said Richard Royston the sume of six hundred sixty two pounds
 of tobacco for his costs & charges by him about his defence in this
 behalfe laid out & expended.

W ^m White	}	}	Henry Stocket & James Stavely Adm ^{rs} of the Goods Chattels & creditts of Thomas Salmon deceased were Attached to answer unto W ^m White of a plea of trespas upon the case.
ag ^t			
Henry Stocket & James Stavely Ad ^{rs} Salmon			

And whereupon the said W^m by Christopher Rousby his Attorney
 complaineth, that whereas severall persons Inhabitants within the
 County of Cecil & Baltemore & elsewhere within this Province of
 Maryland the twenty sixth day of March One thousand six hundred
 seventy & att severall dayes & tymes afterwards untill the twenty
 fourth day of March One thousand six hundred seventy three stood

Liber N N severally indebted unto him the said W^m White for Smiths worke in divers sumes of tobacco a particular whereof is here in Court produced amounting to eight thousand five hundred & seventy foure pounds of tobacco And whereas he the said Thomas Salmon dureing the tyme aforesaid being an Ordinary keeper within the said County of Cecil & having by reason of the same profession or employm^t severall debts & small sumes of tobacco due & oweing to himself within the Countyes aforesaid from divers & sundry persons Inhabitant thereof, which debts & sumes of tobacco by reason they did not severally amount to the quantitys of compleat hogsheads of tobacco were the more hard & difficult for the said Tho: to collect & gett in, did inconsideracon that he the said W^m White would authorize & permitt him the said Tho: Salmon to collect & receive the said severall debts & sumes of tobacco due from the said severall persons unto him the said W^m White amounting together to the said sume of eight thousand five hundred seventy foure pounds of tobacco, whereby he the said Thomas with such persons as owed him parcellls of tobacco might the more easily make up entire hogsheads of tobacco, & thereby gett in what tobacco was due to himselfe as aforesaid did assume upon himselfe & to the said W^m did faithfully promise that he the said Tho: Salmon the said sume of Eight thousand five hundred seventy foure pounds of tobacco unto the said W^m White when thereunto required well & truely would pay content & satisfie And the said W^m White in fact saith, that he the said W^m trusting to the faithfull promise & assumpcōn aforesaid of him the said Tho: Salmon afterwards to witt the said twenty sixth day of March one
p. 508 thousand six hundred & seventy & att severall dayes & tymes & from tyme to tyme until the said twenty fourth day of March One thousand six hundred seventy three did authorize & permit the said Thomas Salmon to collect & receive the said debts & sumes of tobacco due from the said severall persons within the Countyes & Province aforesaid unto him the said W^m White as aforesaid And the said W^m further saith, that the said Thomas Salmon accordingly within the tyme afore menconced did receive the same severall sumes of tobacco from the respective persons indebted to the said W^m as aforesaid amounting to the sume of Eight thousand five hundred seventy foure pounds of tobacco, & the same tobacco did convert to his the said Tho: Salmons owne use Yet notwithstanding the said Tho: his promise & assumpcōn aforesaid in that behalfe little regarding, but plotting & fraudulently contriveing him the said W^m of the said Eight thousand five hundred seventy foure pounds of tobacco wholly to deceive & defraud the same in his life tyme & the said Henry Stocket & James Stavely since his death to whom Adm^{con} of all the goods Chattells & creditts which were of the said Thomas Salmon was comitted unto the said W^m White have not paid nor satisfied, nor any or either of them hath paid & satisfied though often

thereunto required but the same unto the said W^m to pay & satisfie Liber N N
 have hitherto denied & the said Henry Stocket & James Stavely still
 doe deny, whereupon the said W^m White saith he is damnified & hath
 losse to the Value of ten thousand pounds of tobacco & thereupon he
 brings his suite.

And the said Henry Stocket & James Stavely by George Parker
 their Attorney come & defend the force & injury when &c and pray
 liberty of speakeing hereunto untill next Provinciaall Court & itt is
 granted unto them the same day is given to both parties.

Now here att this day to witt the thirteenth day of April in the
 third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃
 Doni 1678. came the said W^m White by his Attorney aforesaid &
 offered himselfe ag^t the said Henry & James in the plea aforesaid,
 but the said Henry & James came not but made default Whereupon
 itt is granted by the Court here, that the said W^m White recover ag^t
 the said Henry & James Adm^{rs} of the said Tho: Salmon the sume of
 Eight thousand five hundred seventy foure pounds of tobacco dam-
 ages occasioned by the trespas aforesaid As also six hundred fifty
 five pounds of tobacco costs of suite

Mathias De Ring	}	Henry Johnson & Elizabeth his wife Ex ^x of the
ag ^t		last Will and testam ^t of Nathaniel Vtie deceased
Henry Johnson		was Sumoned to answer to Matthias De Ring
& ux Ad ^x Vtie	}	in a plea that they render unto him the sume of
		thirteen thousand pounds of tobacco which from

him they unjustly detain.

And whereas the said Mathias by Kenelm Cheseldyn his Attorney
 saith, that whereas the said Nathaniel in his life tyme to witt the
 tenth day of June in the yeare of our Lord One thousand six hun- p. 509
 dred Seventy two did by his certaine writeing obligatory sealed with
 the Seale of him the said Nathaniel here in Court produced whose
 date is the same day & yeare above written, binde himself his heyres
 Ex^{rs} or assignes to pay to the said Mathias DeRing his heyres or
 assignes the full & just sume of thirteen thousand pounds of tobacco
 & cask att two payments to witt in the yeare One thousand six hun-
 dred seventy two six thousand five hundred & in the yeare One thou-
 sand six hundred seventy three six thousand five hundred And itt
 was for a parcell of land the said Vtie stood bound to make good
 to Hance De Ring whose heyre att Law the said Mathias De Ring
 now is, & for which land the said Mathias doth receive the above
 menconed tobacco & forever quit clayme to the said land as by a
 Deed under his hand appeares, & for true performance of paym^t of
 the said debt, the said Vtie did thereto sett his hand & Seale Not-
 withstanding which the said Nathaniel Vtie the said sume of thir-
 teene thousand pounds of tobacco in his life tyme according to the
 tenor of his said writeing obligatory hath not paid to the said

Liber N N Mathias, nor the said Elizabeth while she was sole Ex^x of the last Will & testam^t of the said Nathaniel deceased, nor the said Henry & Elizabeth since Espousalls, but the same to pay hitherto hath & still doth deny to the damage of the said Mathias the sume of fifteen thousand pounds of tobacco & thereupon he bringeth his suite

And the said Henry & Eliz^a by Robert Ridgely their Attorney come & defend the force & injury when &c and pray liberty to imparle hereunto untill next Court & itt is granted unto them, the same day is given to both parties

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq; Doni 1678. came the said parties by their Attorneys aforesaid And the said Henry & Elizabeth by Robert Ridgely their said Attorney say that as to Eight thousand eight hundred twenty two pounds of tobacco they cannot gainsay for that the same remaines due to the said Matthias De Ring, & are content that Judgem^t passe ag^t the Estate of the said Nathaniel Vtie for the same Therefore itt is considered by the Court here, that the said Matthias De Ring recover ag^t the Estate of the said Nathaniel Vtie the aforesaid sume of Eight thousand eight hundred twenty two pounds of tobacco debt As also six hundred thirty & one pounds of tobacco costs of suite

Robert Williams	} Garret Van Sweringen of the City of S ^t Maryes
ag ^t	
Garret VSweringen	} gentl was Sumoned to Answer unto Robert Williams of Old England M ^c chant in a plea that he render unto him Eight thousand eight hundred forty & one pounds of tobacco which to him he oweth & unjustly detaineth

And whereupon the said Robert Williams by William Williams his Attorney saith, that whereas the said Garret Van Sweringen upon the tenth day of this instant April by his certaine bill or writeing obligatory sealed with the seale of him the said Garrett VSweringen & here in Court produced whose date is the day & yeare above-said did binde himselfe his heyres Ex^{rs} & Adm^{rs} & every of them in the full And just quantity of Eight thousand Eight hundred forty & one pounds of good sound M^cchantable leafe tobacco in caske to be paid unto Robert Williams of ffallmouth in old England M^cchant or to his certaine Attorney his Ex^{rs} Adm^{rs} or assignes att some convenient place in the County of S^t Maryes att or before the Eleventh day of the same instant April then next ensueing the date of these p^rsents firmly by this bill Yet notwthstanding the said Garret Van Sweringen the said sume of Eight thousand Eight hundred forty one pounds of tobacco to him the said Robert Williams according to the said bill hath not paid or satisfied, but the same to pay hath hitherto refused & still doth refuse to pay to the damage of him the said Robert Williams of Eight thousand eight hundred forty one pounds of tob^o & thereupon he bringeth his suite.

And the said Garret by W^m Williams his Attorney cometh & Liber N N
 defendeth the force & injury when &c and saith nothing in barr or
 avoidance of the action aforesaid of him the said Robert Williams,
 for that the said debt is due to the said Robert Therefore itt is
 granted by the Court here this day to witt the Eleventh day of April
 in the third yeare of the Dominion of Charles Lord Baltemore &c
 Annoꝝ Doni 1678, that the said Robert Williams recover ag^t the said
 Garret Van Sweringen the aforesaid debt of Eight thousand eight
 hundred forty one pounds of tobacco As also
 pounds of tobacco costs of suite So that Execucōn thereof cease
 untill the tenth of Octob^r next

M^r W^m Williams

These are to give you full power & authority being one of the
 Attorneys of our Provinciaall Court to confesse Judgem^t the p^rsent
 Court for me Garret Van Sweringen of the City of S^t Maryes
 gentl att the suite of Robert Will^{ms} of ffallmouth in old England
 M^rchant for Eight thousand eight hundred forty & one pounds of
 good sound M^rchantable leafe tobacco, with stay of execucon untill
 the tenth day of Octob^r next ensuing with the cost, And for so
 doing this shall be yo^r sufficient warr^t In Wittnes whereof I have
 hereunto sett my hand & Seale this tenth day of April Anno Doni
 1678.

Sealed & del^d in p^rsence of us
 Gerard Slye Rob^t Graham

G VSweringen (sealed)

M^r W^m Williams

These are to give you full power & authority being one of the
 Attorneys of the Provinciaall Court, to acknowledge satisfaccon upon
 a Judgem^t had & recovered in the said Provinciaall Court by me
 Robert Graham M^rchant ag^t Garret Van Sweringen gentl as well of
 a certaine debt of Eleven thousand nine hundred twenty six pounds
 of tobacco As also for fue hundred fifty six pounds of tobacco for
 damages & costs, & this shall be yo^r sufficient warr^t In Wittnes
 whereof I have hereunto sett my hand & seale this tenth day of April
 Anno Doni 1678.

Sealed & del^d in p^rsence of us
 Gerrard Slye Rob^t Williams
 April 11th 1678.

Robert Grahame (sealed)

Satisfaction of the Judgem^t aforesaid was then acknowledged in
 open Court by W^m Williams

Morgan Jones	} Thomas Jones formerly of the Province of Virginia	p. 511
ag ^t		
(Tho:) Jones	} & now of this Province of Maryland Planter was	
		Sumoned to Answer unto Morgan Jones of a plea that he render unto him Eleven thousand nine hun-

Liber N N dred & forty pounds of tobacco & five hundred foote of Cypres plank which to him he oweth & from him unjustly detaineth.

And the said Thomas Jones by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c & moveth the Court, that the said Morgan Jones being a fforreigner might putt in speciall bayle to pay to the said Thomas Jones his costs & charges if the said Morgan shall be cast in the said, but the said Morgan nor his Attorney giving such bayle as aforesaid a Nonsuite is awarded ag^t him And itt is considered by the Court here this day to witt the Eleventh day of April Anno Doni 1678. that the said Thomas Jones recover ag^t the said Morgan Jones the sume of six hundred ninety foure pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the said Morgan in mercy.

Geo: Parker	}	Edward Inglish late of Cecil County M ^r chant
ag ^t		Adm ^r of the Goods Chattels rights & creditts
Edward Inglish Ad ^r		of Roger Thorpe deceased was summoned to
Roger Thorpe	}	Answer unto George Parker one of the Attorneys of his Lordp ^{ps} Provinciaall Court here

according to the liberties & priviledges of the same Court for &c of a plea that he render unto him the full & just Sume of foure hundred & forty pounds of good sound M^rchantable tobacco & cask which from him he unjustly detaineth.

And whereupon the said George Parker in his owne proper person saith, that whereas the said Roger Thorpe the fifth day of May An^oq^o Doni One thousand six hundred seventy six, by his certaine bill or writeing obligatory sealed with the seale of the said Roger Thorpe & here in Court produced whose date is the day & yeare abovesaid did acknowledge himselfe to owe & to be truely indebted unto Geo: Parker of the County of Calvert in the Province aforesaid gent^l, the full & just sume of foure hundred & forty pounds of good sound well condiconed M^rchantable tobacco & caske to be paid to the said George Parker or to his certaine Attorney his Ex^{rs} Ad^{rs} or assignes att or upon the tenth day of Octob^r next ensuing the day of the date thereof within halfe a mile of some convenient landing place in Cecil County aforesaid To which payment well & truely to be made & done he the said Roger Thorpe did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^sents Notwithstanding which the said Roger Thorpe the said sume of foure hundred & forty pounds of tobacco to him the said George Parker in his life tyme hath not paid according to the tenor of the said bill, nor the said Edward since the death of the said Roger to whom letters of Administracon of the Goods & Chattels rights & creditts of the said Roger was comitted although often demanded hath not paid but the same to pay altogether denyes, whereupon the said George saith

he is damnified & hath losse to the Value of Eight hundred pounds of tobacco, & thereupon he bringeth his suite Liber N N

And the said Edward Inglish by Robert Ridgely his Attorney Cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to both parties p. 512

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Baltemore &c Annoq̃ Doni 1678. came the said George Parker in his proper person & offered himselfe ag^t the said Edward Inglish in the plea aforesaid, but the said Edward came not but Therefore itt is considered by the Court here that the said Geo: Parker recover ag^t the Estate of the said Roger Thorpe the aforesaid debt of foure hundred & forty pounds of tobacco As also five hundred & sixty pounds of tobacco costs of suite.

Geo: Parker ag ^t Edw ^a Inglish Adm ^r Thorpe	}	Edward Inglish late of Cecil County M ^r chant Ad ^r of the Goods Chattells rights & Creditts of Roger Thorpe deceased was Sumoned to Answer unto George Parker one of the Attorneys of his Lordps Provinciall Court here according to the liberties & priviledges of the same Court for &c of a plea that he render unto him the full & just sune of Seven hundred & six pounds of good sound M ^r chantable tobacco & cask which from him he unjustly detaineth.
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And whereupon the said George Parker in his owne proper person saith that whereas the said Roger Thorpe the nine & twentieth day of May Annoq̃ Doni One thousand six hundred seventy six by his certaine bill or writeing obligatory Sealed with the Seale of the said Roger Thorpe & here in Court produced whose date is the day & yeare abovesaid did acknowledge himselfe to owe & to be truely indebted unto George Parker of the Clifts in Calvert County gentl in the full & just Sume of seven hundred & six pounds of good sound M^rchantable tobacco & caske to be paid to the said Geo: Parker or to his certaine Attorney his Ex^{rs} Adm^{rs} or assignes upon the tenth day of Octob^r next ensuing the date above written in some convenient place in Caecil County abovesaid To which paym^t well & truely to be made & done he the said Roger Thorpe did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by these p^rsents notwithstanding which the said Roger Thorpe the said sune of seven hundred & six pounds of tobacco to him the said Geo: Parker in his life tyme hath not paid according to the tenour of the said bill nor the said Edward since his death to whom Letters of Adm^{con} of the Goods Chattells rights & creditts of the said Roger was comitted although often demanded hath not paid or satisfied, but the same to him the said George Parker doth still deny & refuse whereupon he saith he is damnified & hath losse to the Value of fourteen hundred pounds of tobacco & thereupon he bringeth his suite

Liber N N And the said Edward English by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaill Court & itt is granted unto him, the same day is given to both parties.

Now here att this day to witt the tenth day of April in the third year of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678 came the said George Parker in his proper person & offered himselfe ag^t the said Edward English in the plea aforesaid, but the
 p. 513 said Edward came not but Made default Therefore itt is considered by the Court here, that the said George Parker recover ag^t the Estate of the said Roger Thorpe the aforesaid debt of seven hundred & six pounds of tobacco As also five hundred & sixty pounds of tobacco costs of suite

Edward Bleek & Comp ^a	} Jonathan Sibrey late of Cecil County high
ag ^t	
Jonathan Sibrey	
} Sheriffe was Attached to Answer unto	
} Edward Bleek & Comp ^a in a plea of trespas	
upon the case.	

And whereupon the said Edward Bleek & Comp^a by Kenelm Cheseldyn their Attorney complaine, that whereas the said Jonathan Sibrey the twelfth day of ffebruary in the yeare of our Lord One thousand six Hundred seventy six bought had & received of the said Edward Bleek & Comp^a divers Goods & M^rchandizes att divers dayes & tymes to witt from the said twelfth day of ffebruary in the yeare aforesaid untill the two & twentieth day of Septemb^r in the same yeare amounting in the whole to the sume of sixteen hundred & fifty pounds of tobacco a particuler whereof is here in Court produced In consideracon where the said Jonathan did assume upon himselfe & to the said Edward & Comp^a did faithfully promise, that he the said Jonathan when thereunto required the said sume of sixteen hundred & fifty pounds of tobacco aforesaid would well & truely content & pay notwithstanding which the said Jonathan the same though often thereunto required hath not paid to them the said Edward & Comp^a but the same to them to pay hitherto hath & still doth deny to the damage of them the said Edward & Comp^a the sume of three thousand pounds of tobacco & thereupon they bring their suite

And the said Jonathan Sibrey by Robert Carville his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaill Court & itt is granted him the same day is given to both parties.

Now here att this day to witt the thirteenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Anoq̃ Doni 1678. came the said Edward & Comp^a by their Attorney aforesaid & offered themselves ag^t the said Jonathan in the plea aforesaid, but the said Jonathan came not but made default Therefore itt is considered by the Court here (the accompt being proved in open

Court by the Oath of Edward Gunnell) that the said plaintiffes recover ag^t the said Defend^t the sume of sixteen hundred & fifty pounds of tobacco damages occasioned by the trespas aforesaid As also One thousand thirty two pounds of tobacco costs of suite. Liber N N

Edward Bleek & Comp ^a	}	Jonathan Sibrey late high Sheriffe of Cecil
ag ^t		County was attached to Answer unto Ed-
Jonathan Sibrey		ward Bleek & Comp ^a in a plea of trespas upon the case

And whereupon the said Edward Bleek & Comp^a by Kenelm Cheseldyn their Attorney complaine, that whereas the said Jonathan Sibrey the last day of June in the yeare of our Lord One thousand six hundred seventy six in consideracon that the said Edward Bleek & Comp^a att the speciall instance & request of him the said Jonathan would pay for & upon the accompt of him the said Jonathan unto one Doctor John Desiardine the sume of seventeen hundred pounds of tobacco, the said Jonathan did assume upon himselfe & to the said Edward Bleek & Comp^a faithfully promise, that he the said Jonathan the same when thereunto required to them the said Edward Bleek & Comp^a would well & truely content & pay And the said Edward Bleek & Comp^a in fact say, that they did the day & yeare abovesaid for & upon the Accompt of the said Jonathan pay unto the said Doctor Desiardine the sume of seventeen hundred pounds of tobacco att the speciall instance & request of the said Jonathan Notwithstanding which the said Jonathan the same hath not according to his promise contented & repaid unto them the said Edward Bleek & Comp^a whereupon the said Edward Bleek & Comp^a say they are damnified the sume of three thousand pounds of tobacco & thereupon they bring their suite p. 514

And the said Jonathan Sibrey by Robert Carville his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaill Court & itt is granted unto him the same day is given to both parties.

Now here att this day to witt the thirteenth day of April in y^e third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678 came the said plaintiffes by their Attorney aforesaid & offered themselves ag^t the said Jonathan in the plea aforesaid but the said Jonathan came not but made default Therefore itt is considered by the Court here that the said Edward Bleek & Comp^a recover ag^t the said Jonathan Sibrey the sume of seventeen hundred pounds of tobacco damages occasioned by the trespas aforesaid As also one thousand thirty two pounds of tobacco costs of suite

John Baker	}	Samuell Tovey Adm ^r of all & singuler the Goods
ag ^t		Chattels rights & Creditts which were of Vincent
Sam ^l Tovey Adm ^r		Atchinson late of the County of Kent in the
Vinc ^t Atchinson		Province of Maryland gent ^l deceased was sum- oned to Answer unto John Baker of a plea that

Liber N N he render unto him the full sume of twenty thousand pounds of good sound M^rchantable tobacco in caske which from him he unjustly detaineth

And whereupon the said John Baker by Robert Ridgely his Attorney saith that whereas the said Vincent Atchinson in his life tyme to witt the twenty fourth day of Novemb^r Annoq^u Doni One thousand six hundred seventy & five by his certaine writeing obligatory sealed with the seale of him the said Vincent & here in Court produced whose date is the day & yeare aforesaid, did acknowledge himselfe to be holden & firmly bound unto the said John Baker in the full sume of twenty thousand pounds of good sound M^rchantable tobacco in cask to be paid to the said John or to his certaine Attorney his Ex^{rs} Ad^{rs} or assigns To the which payment well & truely to be made the said Vincent did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents Notwithstanding which the said Vincent in his life tyme nor the said Samuell since his death to whom Adm^{con} of all & singuler the Goods Chattells rights & Creditts which were of the said Vincent since his Death hath bin comitted the said sume of twenty thousand pounds of tobacco to him the said John Baker although often thereunto required according to the tenour of the said writeing obligatory Hath not paid, but the same to pay hath denyed & as yet doth deny, whereupon the said John Baker saith he is damnified & hath losse to the Value of five thousand pounds of tobacco, & thereupon he bringeth his suite

p. 515

And the aforesaid Samuel by Robert Carville his Attorney cometh & defendeth the force & injury when &c And the said Samuell prayeth the heareing of the writeing obligatory aforesaid & itt is read unto him, he also prayeth the heareing of the Condictōn of the writeing obligatory aforesaid & itt is read unto him in these words viz^t the Condictōn of this Obligacon is such, that if the above bounden Vincent Atchinson his heyres Ex^{rs} & Adm^{rs} or any of them doe & shall well & truely acknowledge by good & firme Deeds or Conveyances in the Law in open Court in the County of Kent aforesaid one tract of land called by the name of Colchister lying & being in the County aforesaid on the North side of Chester river above the deviding containing & laid out for One thousand acres more or lesse att or before the last day of March next ensuing the date hereof without any further delay fraud or covin, that then this present obligacon to be void & of none effect Otherwise to stand & be in full force & vertue Which being read & heard the said Samuell by his Attorney aforesaid prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to both parties

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^u Doni

1678. came the said John Baker by his Attorney aforesaid & offered himselfe ag^t the said Samuel in the plea aforesaid, but the said Samuel came not but made default, therefore itt is considered by the Court here that the said John Baker recover ag^t the Estate of the said Vincent Atchinson the aforesaid debt of twenty thousand pounds of tobacco As also five hundred fifty two pounds of tobacco costs of suite Liber N N

Edward English } John Stansby late of Baltemore County Chirurgeon
ag^t } was Attached to Answer unto Edward English
John Stansby } M^rchant of a plea of trespas upon the case

And whereupon the said Edward English by Robert Ridgely his Attorney complaineth, that whereas the said John Stansby the Eleventh day of March in the year of our Lord God One thousand six hundred seventy five bought had & received of the said Edward divers goods & Mrchandizes att divers days & tymes from the said Eleventh day of March in the yeare aforesaid untill the fifteenth day of March then next following A particuler whereof is by the said Edward here in Court produced amounting in the whole to the sume of five thousand six hundred twenty & three p^{ds} of tobacco In consideracōn whereof the said John Stansby did assume upon himselfe & to the said Edward English did faithfully promise, that he the said John Stansby when thereunto required the said sume of five thousand six hundred twenty & three p^{ds} of tobacco to him the said Edward would well & truly content & pay Nevertheles The said John Stansby his promise & assumpcōn so as aforesaid made not regarding, but deviseing & fraudulently intending him the said Edward of the said five thousand six hundred twenty & three pounds of tobacco to deceive & defraud, the said John although often thereunto required the same to him the said Edward hath not paid, but the same to pay hath denyed & yet doth deny to the damage of the said Edward six thousand pounds of tobacco & thereupon he bringeth his suite. p. 516

And the said John Stansby by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of speaking hereunto untill next Provinciall Court & itt is granted unto him, the same day is given to both parties

Now here att this day to witt the thirteenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678 came the said Edward English by his Attorney aforesaid & offered himselfe ag^t the said John Stansby in the plea aforesaid, but the said John Stansby came not but made default Therefore itt is considered by the Court here that the said Edward English recover ag^t the said John Stansby the sume of five thousand six hundred twenty & three pounds of tobacco damages occasioned by the trespas aforesaid As also five hundred eighty foure pounds of tobacco costs of suite

Liber N N Stephen Murty } Memorandum that att this Court to witt the
 Ad^r Patrick Lewis } Eleventh day of April in the third yeare of the
 ag^t } Dominion of Charles Lord Baltemore &c over
 Benj^a Rozer Esq^r } this Province Anno^q Doni 1678. came here into
 Adm^r Bodkin } Court Stephen Murty Adm^r of the Goods &
 } Chattels of Patrick Lewis deceased & exhibitteth
 his certaine bill ag^t Benjamin Rozer Esq^r one of the Justices of this
 Court Adm^r of the Goods & Chattels of Dominick Bodkin ffitz James
 deceased in these words :

Stephen Murty Adm^r of all & singuler the Goods Chattels & Cred-
 ittts of Patrick Lewis deceased complaineth ag^t Benjamin Rozer Esq^r
 one of the Justices of the Provinciaall Court here p^rsent in Court
 Adm^r of the Goods & Chattels of Dominick Bodkin ffitz James de-
 ceased in a plea that he hold with him the Covenant between the
 said Dominick & Patrick made according to the force forme & effect
 of a certaine writinge of Covenant which to doe he ought. And
 thereupon the said Stephen by John Blomfeild his Attorney saith,
 that whereas the said Dominick & Patrick in their life tyme to witt
 the seventh day of May One thousand six hundred seventy foure
 covenanted between them under their hands & Seales, that the said
 Patrick was to serve the said Dominick for the space & tyme of one
 whole yeare comencing the first day of June then next to be employed
 as the said Dominick should thinke fitt And in consideracon thereof
 the said Dominick was to pay unto the said Patrick foure thousand
 pounds of tobacco with meate drinke washing & lodgeing as by the
 said Covenant here in Court pduced may appeare And the said
 Stephen in fact saith, that the said Patrick did well & truely serve
 the said Dominick the space & tyme of One whole yeare according
 to the Covenant abovesaid Yet notwithstanding the said Dominick
 in his life tyme nor the said Benjamin since his death the said su^me
 of foure thousand pounds of tobacco to the said Patrick in his life
 tyme nor to the said Stephen since his death to whom Administracon
 of all & singuler the Goods Chattells & Creditts of the said Patrick
 is comitted hath not paid, but the same to pay though often required
 hath denyed & still doth deny to the damage of the said Stephen
 foure thousand pounds of tobacco & thereupon he bringeth his suite.
 And the said Stephen bringeth here into Court his Letters of Adm^{con}
 to him granted that itt may appeare to the Court here that he is
 Adm^r of the said Patrick & of his Estate to have the Adm^{con}.

And the said Benjamin Rozer in his proper person here p^rsent
 in Court defendeth the force & injury when &c and saith that as to
 three thousand six hundred pounds of tobacco he is content that
 Judgem^t passe ag^t him as Adm^r as aforesaid Therefore it is consid-
 ered by the Court here this day to witt the Eleventh day of April in
 the third yeare of the Dominion of Charles Lord Baltemore &c
 Anno^q Doni 1678. that the said Stephen Murty Adm^r as aforesaid

recover ag^t the Estate of the said Dominick Bodkin fitz James the sume of three thousand six hundred pounds of tobacco damages occasioned by the trespas aforesaid As also pounds of tobacco costs of suite. Liber N N

W ^m Taillor	}	These two actions in Ejectm ^t are continued untill next Court.
ag ^t		
W ^m Layton		
Ninian Beale		
ag ^t	}	
James Moore		

Geo: Tyte	}	These seven actions are continued untill next June Court.
ag ^t		
Clem ^t Hill		
Tho: Jones		
ag ^t		
W ^m Furnes		
Charles James		
ag ^t		
Henry Stocket & Ja: Stavely Ex ^{rs} Styles		
Stocket & Stavely Ex ^{rs} Styles		
ag ^t		
Jon ^a Sibrey		
the same Adm ^{rs}		
Tho: Salmon		
ag ^t		
Charles James		
G VSweringen		
ag ^t		
Ja: Mills Ex ^r Boston		
Phillis Downman		
ag ^t		
Rob ^t Doyne & ux		
Ad ^r Jn ^o Thomas		

Tho: Marsh	}	The Sheriffe of Talbott County amerced, the defend ^t not appearing this Court, & this cause continued
ag ^t		
Richard Bailly		

John Moll	}	The Sheriffe of Talbott County amerced, the defend ^t not appearing this Court, & this cause continued
ag ^t		
Stephen Tully		

Liber N N	Moyes Ex ^{rs}	} The Sheriffe of Charles County amerced, the Defend ^t not appearing this Court, & this cause continued
	ag ^t	
	Margery Stone Ex ^x	
	Matthew Stone	

ffrancis Dorrington	}	} These twelve actions are continued untill next June Court
ag ^t		
Jn ^o Sunderland Ad ^r	}	
James Humes		
the same	}	
ag ^t		
the same	}	
Garret VSweringen		
ag ^t	}	
Vinc ^t Lowe		
Peter Bond & ux	}	
ag ^t		
James Rigby Ad ^r	}	
W ^m Drury		
Tho: Jones	}	
ag ^t		
David Browne	}	
Hannah Hawkins Ex ^x		
Tho: Hawkins	}	
ag ^t		
Garret VSweringen	}	
Henry Harris		
ag ^t	}	
Tho: Taillor		
W ^m Wells	}	
ag ^t		
Dom: Bodkin & al	}	
Richard Perry		
ag ^t	}	
Daniel Jenifer		
Daniel Jenifer	}	
ag ^t		
Richard Perry	}	
Tho: Hagelton		
ag ^t	}	
Tho: Trueman		
Tho: Marsh	}	
ag ^t		
Stephen Burle	}	

W^m Guither
ag^t
Jane Grey Ad^x
Alex: Windsor } This action abates, the def^t being married

Clement Hill
ag^t
Geo: Tyte } This action is agreed.

Bruen Radford
ag^t
Edw^a Williams & af
John Moll
ag^t
Mary Roe Ex^x Ed^d Roe
Randall Revell
ag^t
Edm^d Beachamp
Ralph Harwood
ag^t
Tho: Hilton
Kenelm Cheseldyn
Ex^r Jn^o Jones
ag^t
Rich^d Sweatnam
Geo: Markes
ag^t
Garret VSweringen
Ad^r Jn^o Deery
the same
ag^t
Garret VSweringen
Jn^o Bearcroft
ag^t
the same
Benj^a Rozer
ag^t
Jn^o Saunders
Marke Cordea
ag^t
ffrances Lucas
Walter Hall
ag^t
Garret VSweringen
Marke Cordea
ag^t
the same

} These fifteen actions are continued untill
next Court

Liber N N	Jn ^o Roberts	}
	ag ^t	
	the same	
	the same	
	ag ^t	
	the same	
	Marm : Semme	}
	ag ^t	
	Jn ^o Brooke	}

p. 520	Stocket & Stavely	}	The Sheriffe of Kent County amerced, the Def ^{ts} not appearing this Court, & this cause continued
	Ad ^{rs} Styles		
	ag ^t		
	Bennet Staiores & Jn ^o Wilkinson		

Henry Stocket & James Stavely	}	}	These three actions abate, the Defend ^t being dead
ag ^t			
Edw ^a Chicken			
the same			
ag ^t			
the same			
the same Ad ^{rs} Styles			
ag ^t			
the same	}		

the same	}	The Sheriffe of Kent County amerced, the Defend ^t not appearing this Court, & this cause continued
ag ^t		
Robert Neave	}	

John Baker	}	The Sheriffe of Charles County amerced, the Defend ^t not appearing this Court, & this Cause continued
ag ^t		
W ^m Woodgate	}	

John Ireland	}	}
ag ^t		
Geo : Wells Ad ^r		
Jn ^o Turpin		
Rob ^t Graham & ux		
Ex ^x Geo : Macall		
ag ^t		
Mary Tilghman Ex ^x		
Rich ^d Tilghman		
Henry Phippes		
ag ^t		
Henry Stocket	}	

Jn^o Edmondson }
 ag^t }
 Mary Roe Ex^x }
 Ed Roe }
 Marke Cordea }
 ag^t }
 Peter Mills }
 Jn^o Allen }
 ag^t }
 Tho: Hussy }
 Walter Dunch }
 ag^t }
 W^m Dorrington }
 W^m Dare }
 ag^t }
 Lewis Blangy & ux }
 Adm^x Bennet }

Liber N N

These Eight actions are continued untill next
 June Court

Henry Stocket & Ja: }
 Stavely Ad^{rs} Styles }
 ag^t }
 Tho: Moore & ux }
 Ad^x Whetstone }
 Jn^o Pawson & Comp^a }
 ag^t }
 Jn^o Darby }
 Jn^o Brooke }
 ag^t }
 Jn^o Rawlings }
 Jn^o Shepheard }
 ag^t }
 Tho: Bumpas }
 W^m Hemsley }
 ag^t }
 Mary Roe Ex^x Ed: Roe }
 Stocket & Stavely Ad^{rs} }
 Styles }
 ag^t }
 Tho: Moore & ux }
 Carlisle & Watson }
 Ex^{rs} Cuninghame }
 ag^t }
 Henry Ryder }
 the same }
 ag^t }
 Tho: Keyting }

p. 521

These fourteen actions are continued un-
 till next June Court

Liber N N	Richard Covell	}
	ag ^t	
	Randall Revell	
	Gillb: Turberville	
	ag ^t	
	Tho: Smith	
	Edw ^a Pynn	
	ag ^t	
	Geo: Oldfeild & ux	
	Ex ^x Jn ^o Carr	
	James Lewis	
	ag ^t	
	Morgan Jones	
	Ad ^r Charlesworth	
	W ^m Calvert Esq ^r	
	ag ^t	
	James Mills Ex ^r	
	Sam: Boston	
	the same	
	ag ^t	
	Margery Stone Ex ^r	
	Matt: Stone	

p. 522 Ball
 ag^t
 Brightwell } This action in Ejectm^t is continued untill next Court

Jn ^o Hartwell	}
ag ^t	
Tho: Helgar	
John Edmondson	
ag ^t	
Henry Parker	
Tho: Carlisle & Jn ^o	
Watson Ex ^{rs} Cuningam	
ag ^t	
W ^m Rosewell	
W ^m Sanders	
ag ^t	
Jn ^o Allen	
Jn ^o Rousby	
ag ^t	
W ^m Philips	
Jn ^o Paler	
ag ^t	
Tho: Robison	

Bennet Marchagay	}	These fifteen actions are continued untill next Court
ag ^t		
Tho: Helgar		
Stephen Cannon		
ag ^t		
Garret VSweringen		
John Bearcroft		
ag ^t		
Tho: Sprigg		
the same		
ag ^t		
Jn ^o Peirce		
Henry Ward		
ag ^t		
James Rumsey Ex ^r		
Henry Trulock		
the same		
ag ^t		
the same		
Robert Ellys		
ag ^t		
Rich ^d Chillman		
Tho: Clipsham		
ag ^t		
W ^m Lee		
Robert Carvile		
ag ^t		
W ^m Guither		

Liber N N

Robert Carvile	}	These two actions are agreed.
ag ^t		
Tho: Wynne		
Prop ^y		
ag ^t		
James Lang W ^m Crosse	}	
& Bruen Radford		

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Robert Ridgely	}	Comand was given to the Sheriffe of Baltemore County that he take Thomas Thirston if he should be found in his bailywick & him safe to keep so that he have his body here the ninth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678 to answer unto Robert Ridgely gentl in a plea that he render unto him Eight hundred pounds of tobacco which to him he oweth & unjustly detaineth Att which said ninth day of April the same Sheriffe maketh returne of the writt aforesaid that the said
ag ^t		
Tho: Thirston		

Liber N N Tho: Thirston is not to be found in his bailywick Whereupon the said Robert Ridgely prayed an Attachm^t ag^t the Estate of the said Tho: Thirston according to Act of Assembly in that case made & provided & itt is granted unto him

Tho: Dade } Comand was given to the Sheriffe of Kent County
ag^t } that he take George ffulford if he should be found
Geo: ffulford } in his bailywick & him safe to keep so that he have
his body here the thirteenth day of ffebruary Anno
Doni 1676. to Answer unto Thomas Dade in a plea of trespas upon the case Att which said thirteenth day of ffebruary the same Sheriffe maketh returne of the Writt aforesaid that the said George ffulford is not to be found in his bailywick Whereupon this day to witt the twelfth day of April Anno Doni 1678. the said Tho: Dade by Robert Carville his Attorney prayed an Attachm^t ag^t the Estate of the said George ffulford according to Act of Assembly in that case made & provided & itt is granted unto him

W^m Wells } Thomas Helgar was Attached to Answer unto W^m
ag^t } Wells in a plea of trespasse upon the case.
Tho: Helgar } And the said Thomas Helgar by Robert Carville his
Attorney cometh & defendeth the force & injury when
&c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to both parties

Now here att this day to witt the Eleventh day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678. came the said Tho: Helgar by his Attorney aforesaid, but the said W^m Wells came not but made default Whereupon itt is granted by the Court here that a Nonsuite be awarded ag^t the said W^m Wells And that the said Thomas Helgar recover ag^t the said W^m Wells the sume of Eight hundred sixty seven pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the W^m Wells in mercy.

John Blakiston } Clement Hill was Attached to Answer unto John
ag^t } Blakiston in a plea for taking away one man ser-
Clement Hill } vant & converting him to his owne use

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And the said Clement Hill by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to both parties

Now here att this day to witt the twelfth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678. came the said Clement Hill by his Attorney aforesaid, but the said John Blakiston came not but made default Therefore itt is considered by the Court here that a Nonsuite be awarded ag^t the said

John Blakiston And that the said Clement Hill recover ag^t the said John Blakiston the sume of seven hundred thirty three pounds of tobacco for his costs & charges by him above his defence in this behalfe laid out & expended And the said John Blakiston in mercy Liber N N

Tho: Robinson ag ^t Clement Hill	}	Clement Hill was Attached to Answer unto Thomas Robinson in a plea of trespas upon the case. And the said Clement Hill by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &s and prayeth liberty to imparle hereunto untill next Provinciall Court & itt is granted unto him, the same day is given to both parties
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Now here att this day to witt the twelfth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678. came the said Clement Hill by his Attorney aforesaid, but the said Thomas Robinson came not but made default Therefore itt is considered by the Court here that a Nonsuite be Awarded against the said Tho: Robinson And that the said Clement Hill recover ag^t the said Tho: Robinson the sume of seven hundred thirty three pounds of tobacco for his costs and charges by him about his defence in this behalfe laid out & expended And the said Tho: Robinson in mercy

Aprill 11th 1678

I doe hereby acknowledge satisfaction upon Record of the Judgement obtained by John & Nathaniel Howell Ex^{rs} of Thomas Howell ag^t George Wells & Johannah Goldsmith.

Robert Carvile Att p quer

Jn ^o & Nathaniel Howell Ex ^{rs} Tho: Howell. ag ^t Tho: Long	}	Thomas Long Sheriffe of Baltemore County was Attached to Answer unto John & Nathaniel Howell Ex ^{rs} of the last Will & testament of Thomas Howell deceased of a plea of trespas of the case.
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And whereupon the said John & Nathaniel by Robert Carvile their Attorney say, that the said Thomas Long upon the thirteenth day of March One thousand six hundred seventy seven standing justly indebted unto the said John & Nathaniel in the sume of five thousand one hundred ninety three pounds of tobacco, he the said Thomas Long in consideracōn thereof did assume upon himselfe & to the said John and Nathaniel did faithfully promise that he the said Tho: Long the said sume to them the said John & Nathaniel when thereunto required would well & truely satisfie & pay Yet notwithstanding the said Thomas Long the said sume of five thousand one hundred ninety three p^{ds} of tob To them the said John & Nathaniel though often thereunto required hath not paid or satis-

Liber N N fied, but the same to pay hath hitherto & still doth deny to the damage of the said John & Nathaniel Seven thousand pounds of tobacco, & thereupon they bring their suite

And the said Thomas Long in his proper person saith that he hath nothing to say in barr of the plaintiffes action, but that the said John & Nathaniel should recover ag^t him the said five thousand one hundred ninety three pounds of tobacco Itt is therefore considered by the Court here this day to witt the Eleventh day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoꝝ Doni 1678. that the said John & Nathaniel doe recover ag^t the said Thomas Long the said sume of five thousand one Hundred ninety three pounds of tobacco, & that the said John & Nathaniel remaine ag^t the said Thomas thereof undefended

Jacques Causeene ag ^t Raym ^d Stapleford	} Raymond Stapleford late of Dorchester County planter was Attached to Answer unto Jacques Causeen of a plea of trespass upon the case
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And whereupon the said Jacques by Robert Ridgely his Attorney complaineth, that whereas the said Raymond Stapleford the twenty sixth day of June One thousand six hundred sixty foure att the Citty of Amsterdam in the New Netherlands before the Magistrates of the same Citty to wit Jacob Baker & Timotheus Gabree by the name of Raymond Stapelford English M^rchant then within the same Citty did acknowledge & declare to be justly indebted unto the said Jacques the sume or quantity of two thousand & five hundred pounds of good & M^rchantable Virginia tobacco being for & in consideracon of severall Goods & M^rchandizes delivered him & moneyes disburs^t for him, which said two thousand five hundred pounds tobacco he the said Stapelford did engage to satisfie & pay to the said Jacques or his assignes in the month of January One thousand six hundred sixty five without any further delay to be delivered in cask att the Weighhouse of the same Citty Which said two thousand five hundred pounds of tobacco the said Raymond to the said Jacques according to his Engagem^t though often thereunto required hath not delivered as aforesaid, but the same to pay or deliver hath refused & denyed & as yet doth refuse & deny to pay or deliver the same to the damage of the said Jacques tenn thousand pounds of tobacco & thereupon he produceth his suite

And the said Raymond Stapelford by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaill Court & itt is granted unto him, the same day is given to both parties.

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoꝝ Doni 1678. came the said parties by their Attorneys aforesaid And the said Raymond saith, that he is not bound nor hath any need by the

Law of this land to put in any Answer To the said plaintifffes said Declaracon And therefore doth Demurre in Law thereunto And for cause of Demurrer according to the Statute in that case made & provided he saith, that the place or places where the said plaintiffe hath laid his said accon, & supposeth the said pretended trespas to be done to witt the City of Amsterdam in New Netherlands & the Weighouse of the same City are forreigne & not within this Province of Maryland nor any part thereof, nor within the Dominion of his Lordpp the Lord Prop^{ty} of this Province And therefore are not within the Jurisdiction of this Court And this Court cannot hold plea or take Conusance of the same accon Wherefore the said Raymond demands Judgem^t if he shall be compelled to make any further or other Answer to the said plaintifffes said Declaracon.

Liber N N
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And the said Jacques Causeene saith, that he by any thing before alleadged ought not to be debarred from haveing his action aforesaid, because he saith that the said City of Amsterdam in the New Netherlands is now in the possession of his Ma^{tie} the King of England that now is, & the said City is now called by the name of New Yorke And that the said Jacques & the rest of the Inhabitants of the said City are now subjects to, & under the proteccion & Allegiance of his Ma^{tie}, the King of England that now is, & therefore right hath to comence his action aforesaid in the Court of the said Lord Prop^{ty} of this Province And that the Conusance of the said action is within the Jurisdiction of this Court, & this he is ready to averr, & thereupon demands Judgem^t & his damages. Which being read & heard & by the Court here fully understood, itt seemeth to the same Justices here that the Declaracon aforesaid of the said Jacques Causeene informe aforesaid made & declared, & the matter in the same contained are sufficient in Law to maintaine him the said Jacques to have his action aforesaid ag^t the said Raymond Therefore itt is considered that the said Jacques recover ag^t the said Raymond his damages by occasion of the trespas aforesaid But because itt is not known what damages the said Jacques Causeene hath sustained by occasion of the p^rmisses Itt is ordered by the Court that a Writt of Inquiry of damages issue returnable next Provinciall Court

John Burridge	{	Elizabeth Greene Widdow late of S ^t Maryes County
ag ^t		& Tho: Potter late of S ^t Maryes County otherwise
Eliz ^a Green & Tho: Potter		called Elizabeth Greene Widdow & Thomas Potter
		planter were Sumoned to Answer unto John Burridge of a plea that they render unto him the full &
just Sume of three thousand one hundred thirty & eight pounds of good sound M ^r chantable tobacco & cask which to him they owe & unjustly detain		

And whereupon the said John Burridge by Robert Ridgely his Attorney saith, that whereas the said Elizabeth & Thomas the eight

Liber N N & twentieth day of february One thousand six hundred seventy five by their certaine bill obligatory sealed with the Seales of them the said Elizabeth & Thomas & here in Court produced whose date is the day & yeare aforesaid did binde them & either of them joyntly & severally unto the said John His heyres Ex^{ts} Adm^{ts} or assignes in the full sume of three thousand one hundred thirty & eight pounds of good sound M^cchantable to^b & caske to be paid as above att or before the tenth day of Novemb^r next ensuing the date of the same bill obligatory, for performance whereof they did binde themselves & either of them for the whole & in the whole joyntly & severally Notwithstanding which the said Elizabeth Green & Thomas Potter or either of them the said sume of three thousand one hundred thirty & eight pounds of tobacco to him the said John Burrridge according to the tenor of the said bill Obligatory have not paid although often thereunto required but the same to pay have refused & denyed, & to pay the same as yet doe refuse & deny to the damage of the said John foure thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Elizabeth & Thomas by Robert Carville their Attorney come & defend the force & injury when &c & pray liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto them, the same day is given to both parties.

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Ano^oq Doni 1678. came the said parties by their Attorneys aforesaid And the said Thomas saith, that the plaintiffe his accon aforesaid ag^t him ought not to have, because he saith, the said John after the sealeing & delivery of the writeing aforesaid by the said Elizabeth Green & the said Tho: Potter to witt upon the twenty eighth day of february aforesaid did by his writeing under his hand & seale here ready to be produced in Court oblige himselfe not to demand or sue the said Tho: Potter for the said sume of three thousand one hundred thirty eight pounds of tobacco so long as the said Elizabeth Greene mother of the said Thomas lived And the said Thomas in fact saith that the said Elizabeth Green is still living & party to this suite All which he is ready to verifie, & therefore he demands Judgem^t whether the said John his action aforesaid against him ought to have. And the said John by his Attorney aforesaid said, that he would make no farther prosecution in the plaint aforesaid ag^t him the said Tho: Potter Therefore itt is considered that the said Tho: Potter recover ag^t the said Jn^o Burrridge the sume of Eleven hundred & one pounds of for his costs & charges by him about his defence in this behalfe laid out & expended And the said John Burrridge in mercy for his false complaint ag^t the said Thomas Potter

And the said John Burrridge by his Attorney aforesaid came &

offered himselfe ag^t the said Elizabeth Green in the plea aforesaid, but the said Elizabeth came not but made default therefore itt is considered by the Court here that the said John Burrridge recover ag^t the said Elizabeth the aforesaid debt of three thousand one hundred thirty eight pounds of tobacco As also five hundred thirty six pounds of tobacco costs of suite

Proprietary
ag^t } Memorandum that att a Provinciall Court held the
Tho: Todd Ex^r } ninth day of ffebruary in the first yeare of the
Tho: Todd } Dominion of Charles &c came here in Court Kenelm
Cheseldyn Attorney Gen^l of the said Lord Prop^{ry}
who for the said Lord Prop^{ry} in this behalfe prosecuteth, and Exhibited his certaine Informacon ag^t Thomas Todd Ex^r of the last Will & testam^t of the said Thomas Todd deceased, & giveth the Court here to understand & be Informed.

That whereas Thomas Todd late of Cecil County deceased in his life tyme to witt the thirteenth day of ffebruary in the three & fortieth yeare of the Dominion of Cecilius &c Annoq̃ Doni One thousand six hundred seventy foure became holden & firmly bounden unto the right Hon^{ble} Cecilius then Lord & Prop^{ry} of this Province in his life tyme in the sume of thirty thousand pounds of tobacco in caske to be paid to the said Lord Prop^{ry} or to his certaine Attorney his heyres Ex^{rs} Ad^{rs} or assignes, to the which paym^t well & truely to be made he did binde himselfe his heyres Ex^{rs} firmly by those p^sents Notwithstanding which the said Thomas Todd in his life tyme though often thereunto required the same hath not paid to the right Hon^{ble} Cecilius in his life tyme, nor to the right Hon^{ble} Charles Absolute Lord & Prop^{ry} of this Province since his death, nor the said Thomas Todd Ex^r of the last Will & Testam^t of the said Tho: Todd deceased though often thereunto required, but the same to pay hitherto hath & still doth deny to the damage of the said Lord Prop^{ry} forty thousand pounds of tobacco Whereupon the said Kenelm Cheseldyn as aforesaid prayeth advice in the p^misses And that the said Thomas Todd Ex^r as aforesaid may come here in Court to Answer in & upon the same to the said Lord Prop^{ry}

And the said Thomas Todd by Thomas Long the Attorney of the said Thomas Todd cometh & defendeth the force & injury when &c & prayeth hearing the writeing aforesaid & itt is read unto him, he also prayeth hearing the Condicon of the said writeing & itt is read unto him in these words The Condicon of this Obligacon is such, that of the above bounden Arthur Carleton of Cecil County Adm^r of all & singuler the Goods & Chattels & debts of Cap^t Tho: Carleton late of the said County deceased doe make or cause to be made a true & perfect Inventory of all & singuler the Goods Chattels & debts of the said deceased And the same so made doe exhibitt or cause to be exhibited into the Office of probate of Wills & testam^{ts} on or before

Liber N N

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Liber N N the thirteenth day of May next ensueing in One thousand six hundred seventy five, & the said Goods Chattells & debts doe well & truely Administer viz^t doe pay the debts of the deceased which he did owe att the tyme of his decease so farr forth as the Goods Chattells & debts will extend & the Law will charge And further make or cause to be made a true & just accompt of & upon the said Administracon within twelve months if he shall be thereunto lawfully called, & such part or portion of the said Goods Chattells & debts which shall be remaineing upon the said accompt examined & adjudged by the Judge appointed for the tyme being for probate of Wills, & shall distribute & dispose of as by the said Judge shall be lymitted & appointed And lastly doe att all & every tyme & tymes hereafter cleerly acquitt discharge & save harmlesse the said Lord Prop^{ty} & his Lordp^{ps} said Judge & all other Officers & Ministers from all persons

p. 529 Haveing or p^ttending to have any right title or interest of in & to the said Goods Chattells & debts Then this p^rsent Obligacon to be void & of none effect Otherwise the same to stand & remaine in full force & vertue in the Law Which being read & heard the said Thomas Todd by his said Attorney saith that he hath nothing to say in barr of the plaintiffes action, but that the said Lord Prop^{ty} should recover ag^t him as Ex^r as aforesaid the said sume of thirty thousand pounds of tobacco Therefore itt is considered by the Court here this day to witt the thirteenth day of April in the third yeare of his Lordp^{ps} Dominion &c Annoq^{ue} Doni 1678. that the said Lord Prop^{ty} recover ag^t the Estate of the said Thomas Todd deceased the said sume of thirty thousand pounds of tobacco the debt aforesaid for that the said Obligation is forfeited as aforesaid

Ordered by the Court, that what Judgem^{ts} are obtained in this Court ag^t the Estate of Cap^t Thomas Carleton deceased, be paid out of the Judgem^{ts} obtained by the Lord Prop^{ty} ag^t Arthur Carleton Adm^r of the Goods & Chattells of the said Thomas Carleton, Charles James & Thomas Todd Ex^r of the last Will & testam^t of the said Tho: Todd deceased, upon forfeiture of the bond of Administracon.

April 13th 1678.

Henry Bonner one of the Attorneys of this Court did acknowledge in open Court to have received of the Hon^{ble} Philip Calvert Esq^r the sume of Eight hundred pounds of tobacco in part of satisfaction of his bill for two thousand five hundred pounds of tobacco payable to Edw^a Erbery & Comp^a

April 13th 1678.

Tho: Sprigg	} In Chancery
ag ^t	
Tho: Trueman	

Itt is the Judgem^t of the Court here that the Decree be Inrolled.

Eodem die

Liber N N

Ordered by the Court here, that the Sheriffe of Charles County have here att the next Provinciaall Court the body of John Saunders now in his Custody

Roger Baker Adm ^r	{	Whereas att a Provinciaall Court held att the
Henry Jubbar		Citty of St Maryes the two & twentieth day of
ag ^t		November in the foure & fortieth yeare of the
Thomas Gant	}	Dominion of Cecilius &c Annoq̃ Doni 1675.

Roger Baker Adm^r of the Goods & Chattells of Henry Jubbar deceased recovered ag^t Tho: Gant Nine thousand two hundred forty nine pounds of tobacco damages occasioned by a certaine of action of trespas upon the case by the said Roger ag^t the said Thomas then brought, & by a Jury of twelve men assessed And the said Thomas Gant by Robert Carville his Attorney moved in Arrest of Judgem^t whereupon day was given to both parties till the morrow, And this Cause continued upon the Docquet Courtly till this day

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678. came the said Roger Baker by Robert Ridgely his Attorney & offered himselfe ag^t the said Thomas Gant, but the said Thomas came not nor put in any reasons for Arrest of the Judgem^t aforesaid Therefore Itt is considered by the Court here that the Said Roger Baker Ad^r as aforesaid recover ag^t the said Thomas Gant his damages by occasion of the trespasse aforesaid But because itt is not known what damages the said Roger Baker hath sustained by occasion of the p^rmisses Itt is ordered by the Court that a Writt of Inquiry of damages issue returnable next Provinciaall Court

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April 10th 1678.

Ordered by the Court, that other Appraisers be appointed, & a new Appraisim^t made of the Goods & Chattells of Richard Sweatnam which were taken in Execucon by the Sheriffe of S^t Maryes County upon the forfeiture of a Recognizance of One hundred pounds sterl to his Lord^{sh}pp the Lord Prop^ry of this Province. the said Goods & Chattells being Appraised above their true worth

George Parker	{	Co ^m mand was given to the Coroner Sheriffe of
ag ^t		Dorchister County, that by good & lawfull men of
Tho: Taillor	}	his bailywick he make knowne to Thomas Taillor
		that he be and appeare here the fourth day of

Decemb^r in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677. to shew cause if any he had why Execucon should not issue ag^t him upon a Judgem^t for six hundred forty two pounds of tobacco costs of suite obtained ag^t him att a Provinciaall Court held att S^t Maryes the sixteenth day of Octob^r Anno 1674

Liber N N by George Parker Which said fourth day of Decemb^r on which the said Court was to have bin held, was by his Lordpp^s Writts of Adjournem^t Adjourned untill the thirteenth day of ffebruary then next following Att which said thirteenth day of ffebruary the same Coroner maketh returne of the writt aforesaid that he hath made known to the said Thomas Taillor as by the same writt he was comanded

And the said Thomas Taillor by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaill Court & itt is granted unto him the same day is given to both parties.

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq³ Doni 1678. came the said George Parker And prayeth his Execucon of the costs aforesaid And the said Thomas Taillor by Christopher Rousby his said Attorney saith, that the aforesaid George ought not to have Execucon ag^t him the said Thomas of the costs aforesaid, because he saith that long before the issueing of the said Writt of scire facias to witt the sixteenth day of October in the three & fortieth yeare of the Dominion of Cecilius &c Annoq³ Doni 1674 a certaine writt of capias ad satisfaciendum was issued out of the Secretaryes Office of this Province under the seale of the same office attested by the Hon^{ble} Charles Calvert Esq^r Liev^t gen^l & chiefe Judge &c directed to the then Sheriffe of Dorchester County comand- ing him to take the said Thomas Taillor if he should be found in his bailywick & him safely keep so that he had his body before the Justices of the Provinciaill Court the Eighth day of Septemb^r then next following to satisfie George Parker one of the Attorneys of the said Court &c the sume of six hundred forty two pounds of tobacco which to the said George was adjudged for his costs & charges expending in a certaine matter of controversie between the said Thomas Taillor plaintiffe & the said George Parker Defend^t in a plea of trespas upon the case, which said writt of capias ad satisfaciendum was by the then Sheriffe of Dorchester County aforesaid Executed upon him the said Thomas Taillor, as by the same writt & returne thereof endorsed thereupon in these words viz^t By vertue of this writt I have taken the within menconed whose body I have att the tyme & place appointed Daniel Clarke Sheriffe a transcript whereof is here in Court produced more fully doth appeare And the said Thomas Taillor saith, that the Judgem^t & costs & charges aforesaid specified in the said writt of capias ad satisfaciendum is the same Judgem^t costs & charges menconed in the aforesaid writt of scire facias, & this he is ready to averr, & therefore prayes Judgem^t if any other or further Execucon ought to be granted to the said George Parker ag^t the said Thomas Taillor for the said costs of six hundred forty two pounds of to^b, And whereupon the p^rmisses being seen & by the

Justices here fully understood, Itt seemeth to the Court here, that the said plea of the said Thomas Taillor in forme aforesaid pleaded is sufficient to retard the said George Parker from haveing any other or further Execucon ag^t the said Tho: Taillor for the costs aforesaid Therefore itt is considered that the said plaintiffe shall take nothing by his writt of scire facias but that the said Defend^t go thereof without day And that the said Tho: Taillor recover ag^t the said George Parker the sume of Eight hundred Eighty eight pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the said Geo: in mercy

April 13th 1678.

Upon the peticon of Michael Miller of Kent County, that Thomas Currie (his servant) being Arraigned att this Court for the death of one Eliz^a Walton, was ordered to sue forth his pardon, the charges whereof & Sheriffes ffees he hath paid to Thomas Marsh then Sheriffe of the County of Kent & requested an ord^r of this Court for the delivery of his Servant. Whereupon itt is ordered by the Court here, that the said Clement Hill deliver to the said Michael Miller the aforesaid servant upon paym^t of what ffees are due to him for his imprisonm^t

Joshua Doyne	} Thomas Clipsham Adm ^r of the Goods & Chattells of Charles Gregory deceased was Sumoned to Answer unto Joshua Doyne in a plea that he render unto him the sume of three thousand three hundred & fifty pounds
ag ^t	
Tho: Clipsham Adm ^r Charles Gregory	

of tobacco which from him he unjustly detaineth

And whereupon the said Joshua by Kenelm Cheseldyn his Attorney saith, that whereas the said Charles Gregory in his life tyme did the thirtieth day of May One thousand six hundred seventy six by his certaine writeing obligatory Sealed with the Seale of him the said Charles here in Court produced whose date is the same day & yeare above written, acknowledge himselfe holden & firmly bound unto Joshua Doyne of the same County him his heyres Ex^{rs} Adm^{rs} or assignes in the full & just Sume of three thousand three hundred & fifty pounds of to^b good sound & M^cchantable with caske to continue the same off his owne dwelling plantacon att or before the tenth day of Octob^r next ensuing the date thereof, & for the true performance of the same he did binde himselfe His heyres Ex^{rs} Adm^{rs} or assignes Notwithstanding which the said Charles in his life tyme the same hath not paid though often required according to the tenor of the said bill nor the said Thomas since his death Adm^r of all and singuler the Goods & Chattells which were the said Charles's att the tyme of his death since his death to him comitted hath not paid, but the same to pay hitherto hath & still doth deny to

Liber N N pay to the damage of the said Joshua foure thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Thomas Clipsham by Robert Carville his Attorney cometh & defendeth the force & injury when &c And prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to both parties

Now here att this day to witt the Eleventh day of April in the third year of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678. came the said Joshua Doyne by his Attorney aforesaid & offered himselfe against the said Thomas in the plea aforesaid, but the said Thomas came not but made default, therefore itt is considered by the Court here that the said Joshua Doyne recover ag^t the Estate of the said Charles Gregory the aforesaid debt of three thousand three hundred & fifty pounds of tobacco. As also five hundred forty foure pounds of tobacco costs of suite.

James Stavely & Henry Stocket Ad ^{rs} Tho: Salmon ag ^t Samuell Hatton	}	Samuell Hatton late of Talbot County planter otherwise called Samuell Hatton of the Province of Maryland M ^c chant was Sumoned to answer unto James Stavely & Henry Stocket gentl Adm ^{rs} of all & singuler the Goods Chattels & Creditts which were of Thomas Salmon deceased of a plea that he render unto them the just & full sume of three thousand seven hundred seventy & foure pounds of tobacco which from them he unjustly detaineth.
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And whereupon the said James & Henry by Robert Ridgely their Attorney say that whereas the said Samuell the twenty seventh day of August One thousand six hundred seventy three by his certaine bill Obligatory Sealed with the Seale of the said Samuell & here in Court produced whose date is the day & yeare aforesaid, did binde himselfe his heyres Ex^{rs} & Adm^{rs} to pay or cause to be paid unto the said Thomas Salmon or to his heyres Ex^{rs} Ad^{rs} or assignes the just & full sume of three thousand seven hundred seventy foure p^{ds} of tobacco qualified according to Act of Assembly & payable upon all demands after the tenth day of Octob^r next ensuing the date of the same bill att some convenient place in Baltemore County aforesaid Notwithstanding which the said Samuell the said sume of three thousand seven hundred seventy foure pounds of tobacco to him the said Thomas in his life tyme nor to the said James & Henry since his death (to whom Adm^{con} of all & singuler the Goods Chattels rights & Creditts which were of the said Thomas Salmon in his life tyme since his death was comitted) according to the tenor of the said bill Obligatory although often thereunto required hath not paid or satisfied but the same to pay or satisfie hath denyed & as yet doe deny in retardacon of the Adm^{con} of the said James & Henry of the Estate of the said Thomas, whereupon the said James & Henry say

they are damnified & have losse to the Value of foure thousand pounds of tobacco & thereupon they bring their suite—And the said James & Henry bring into Court the letters of Adm^{com} to them granted of the said Thomas Salmons Estate, that itt may appeare to the Court here that thereof they have the Adm^{com} And the said Samuell Hatton by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to both parties

Liber N N

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Now here att this day to witt the thirteenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678. came the said plaintiffes by their Attorney aforesaid & offered themselves ag^t the said Samuell Hatton in the plea aforesaid, but the said Samuell Hatton came not but made default Therefore itt is considered by the Court here that the said Henry & James recover ag^t the said Samuel Hatton the aforesaid debt of three thousand seven hundred seventy foure pounds of tobacco As also ffive hundred thirty six pounds of tob^o costs of suite

Robert Williams ag ^t Nehem ^a Blakiston	}	Memorandum that att a Provinciaall Court held att S ^t Maryes the twelfth day of ffebruary in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677 came here into Court Robert Williams of ffallmouth in Old England M ^c chant by W ^m Williams his Attorney & exhibitted his certaine bill ag ^t Nehemiah Blakiston gentl one of the Attorneys of this Court according to the libertyes & priviledges of Attorneys &c in a plea that he render unto him fiftene hundred pounds of tobacco w ^{ch} from him he unjustly detaineth
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And whereupon the said Robert Williams by William Williams his Attorney saith, that whereas the said Nehemiah Blakiston upon the Eighth day of May Anno Doni One thousand six hundred seventy two by his bill Obligatory sealed with the seale of him the said Nehemiah Blakiston & here in Court produced whose date is the day & yeare aforesaid, did confesse & acknowledge himselfe to owe & stand indebted unto the said Robert Williams in the full & just quantity of ffifteen hundred pounds of good sound M^cchantable leafe tobacco & caske according to Act of Assembly due to be paid unto the said Robert Williams his heyres Ex^{rs} Adm^{rs} or assignes in some convenient place in the said County att or before the tenth day of Octob^r then next ensuing the date Yet notwthstanding the said Nehemiah Blakiston the said sume of ffifteen hundred pounds of tobacco to him the said Robert Williams according to the said bill hath not paid or satisfied, but the same to pay hath hitherto refused & still doth refuse to the damage of him the said Robert Williams of three thousand pounds of tobacco & thereupon he bringeth his suite

Liber N N And the said Nehemiah Blakiston in his proper person cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to both parties

Now here att this day to witt the thirteenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Anoꝝ Doni 1678. came the said plaintiffe & offered himselfe ag^t the said Nehemiah in the plea aforesaid, but the said Nehemiah came not but made default, therefore itt is considered by the Court here that the said Robert Williams recover ag^t the said Nehemiah Blakiston the aforesaid debt of ffifteen hundred pounds of tobacco As also p^ds of to^b cost of suite

p. 534	John & Matthew Earickson Adm ^{rs} Jones ag ^t Tho: Price	}	Thomas Price late of Som ^r sett County otherwise called Thomas Price of Som ^r sett County in the Province of Maryland planter was Sumoned to Answer unto John Earickson & Matthew Earickson Adm ^{rs} of the Goods & Chattels of Edward Jones deceased in a plea that he render unto them the sume of two thousand two hundred & forty p ^d s of tobacco which from them he unjustly detaineth
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And whereupon the said John & Matthew by Kenelm Cheseldyn their Attorney say, that whereas the said Thomas Price the sixth day of feb^{ry} in the yeare of our Lord 167⁸ did by his certaine writeing Obligatory sealed with the Seale of the said Thomas here in Court produced whose date is the same day & yeare above written, acknowledge himselfe holden and firmly bounden unto the said Edward Jones in his life tyme of Kent County of the Province of Maryland planter his heyres Ex^{rs} or Adm^{rs} in the full & just sume of two thousand two hundred & forty pounds of to^b good sound & M^rchantable & cask due to be paid conveniently in Kent or Talbot County att or upon the tenth day of Octob^r next ensueing the date thereof To the which paym^t well & truely to be made & done he did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents Notwthstanding which the said Thomas Price the said sume of two thousand two hundred & forty pounds of tobacco according to the tenour of his said writing obligatory hath not paid though often thereunto required to him the said Edward in his life tyme, nor to the said Matthew & John since his death Adm^{rs} of all & singuler the Goods & Chattells which were the said Edwards att the tyme of his death since his death to them comitted, but the same to pay hitherto hath & still doth deny to pay to the damage of them the said John and Matthew the sume of three thousand five hundred pounds of tobacco & thereupon they bring their suite. And the said John & Matthew being here in Court the Letters of Administracon to them granted that itt may appeare to the Court here that they are Ad^{rs} of the Estate of the said Edward, & thereupon to have Adm^{con}

And the said Thomas Price by Robert Ridgely his Attorney comes & defends the force & injury when &c and prayeth liberty to imparle hereto untill next Court & itt is granted unto him, the same day is given to both parties Liber N N

Now here att this day to witt the Eleventh day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678. came the said plaintifffes by their Attorney aforesaid, & offered themselves ag^t the said Thomas Price in the plea aforesaid, but the said Thomas came not but made default Therefore itt is considered by the Court here that the said Jn^o & Matthew Earickson Adm^{rs} as aforesaid recover ag^t the said Thomas Price the said sume of two thousand two hundred & forty pounds of tobacco debt As also pounds of tobacco costs of suite.

Charles Howell }
ag^t } Robert Hilton late of Talbot County Chirurgeon
Robert Hilton } otherwise called Robert Hilton of Talbot County
in the Province of Maryland was Sumoned to
Answer unto Charles Howell of a plea that he
render unto him foure thousand pounds of M^rchantable tobacco
which to him he oweth & unjustly detaineth

And whereupon the said Charles by Robert Ridgely his Attorney saith, that whereas the said Robert the thirteenth day of January One thousand six hundred seventy six by his certaine writeing Obligatory sealed with the Seale of him the said Robert & here in Court produced whose date is the day & yeare aforesaid, did acknowledge to be holden & stand firmly bound unto the said Charles in foure thousand pounds of M^rchantable tobacco & cask or the Value thereof in that part of Alexander Rayes Estate which is due to the said Robert as his wives porcon, he the said Robert not to dispose of any of the Estate till the said Charles is paid As also the said Charles was to give for the said Goods as much as another will give Notwithstanding which the said Robert the said foure thousand pounds of tobacco nor the Value thereof in that part of Alexander Rayes Estate which was due to the said Robert as his wives porcon though often thereunto required according to the tenor of the said writing Obligatory hath not paid or satisfied, but the same to pay or satisfie hath & yet doth refuse & deny, whereupon the said Charles saith he is damnified & hath losse to the Value of six thousand pounds of tobacco & thereupon he produceth his suite p. 535

And the said Robert Hilton by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to both parties.

Now here att this day to witt the twelfth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Anoq̃ Doni 1678. came the said Charles Howell by his Attorney aforesaid &

Liber N N offered himselfe against the said Robert Hilton in the plea aforesaid but the said Robert came not but made default Therefore itt is considered by the Court here, that the said Charles Howell recover ag^t the said Robert Hilton the said sume of foure thousand pounds of to^b debt As also fve hundred forty foure p^ds of to^b costs of suite.

Charles Howell } Peter Dennis late of Talbot County planter was At-
ag^t } tached to Answer unto Charles Howell Chirurgion
Peter Dennis } of a plea of trespas upon the case

And whereupon the said Charles by Robert Ridgely his Attorney complaineth, that whereas the said Peter Dennis being entrusted with the management of the Estate of Richard Carter of Talbot County gent^l, the said Richard being then out of this Province, & one of the Servants of the said Richard by name ffrancis Story (then under the charge & governm^t of the said Peter) havinge a Virulent coroded Ulcer in his legg, & another in his arm, & a complicated distemper regnant in his body, which afforded a certaine malevolent & Venemous humour to feed the said ulcerous sores And the said Peter haveing putt the said ffrancis in for a share in a certaine cropp of tobacco & corne And the said ffrancis by reason of the Ulcers & distempers aforesaid being not able to worke & labour in the same, the said Peter the sixth day of June One thousand six hundred seventy six knowing the said Charles to be a Chirurgion, & to use & practice the same art of a Chirurgion in Talbot County aforesaid in consideracon that the said Charles him the said ffrancis would attend & the sores of him the said ffrancis would dress & endeavour to heale & cure, & to the same would apply such meanes druggs Unguents Emplasiters & remedyes for the cureing of the said sores & distemper as to him the said Charles should seem meet, & givinge the said ffrancis due attendance for applying & administring of the same, he the said Peter did assume upon himselfe & to the said Charles did faithfully promise that he the Said Peter him the said Charles for his medicaments & paines in & about the same sores by him the said Charles to be expended & used what for the same he should reasonably deserve would well & truely content & pay when thereunto required And the said Charles in fact saith, that trusting to the promise & assumption of him the said Peter to him the said Charles so as aforesaid made, he the said Charles him the said ffrancis from the said sixth day of June in the yeare aforesaid untill the thirteenth day of January then next following did well & truely attend att tymes seasonable & convenient, & as often as occasion did require, by all which tyme aforesaid he the said Charles the sores of him the said ffrancis with divers plaistors & Unguents did dresse, & to him inwardly did administer severall druggs potions & phisick for the removeing & carrying of the malevolent & venomous humours aforesaid that the aforesaid Virulent &

coroded ulcers did feed by reason whereof the inward distemper of the said ffrancis he altoger removed & cured, & the Ulcerous sore in his arme aforesaid he healed upp & perfectly made whole, & the sore in his legg aforesaid brought to that hopefull condition, that the said ffrancis in the cropp aforesaid did labour in & attend, which said meanes druggs Unguents Emplaisters & Phisick are expressed & to the Court here produced in a particuler thereof hereunto annexed And the said Charles in fact further saith, that for the same meanes druggs Unguents Emplaisters Phisick skill cuning & attendance of the said ffrancis in & about the said sores he doth reasonably deserve the sume of three thousand pounds of tobacco Notwithstanding which the said Peter Dennis his promise & assumpcion so as aforesaid made not regarding but deviseing & fraudulently intending him the said Charles of the said three thousand pounds of tobacco to deceive & defraud the said Peter him the said Charles the said sume though often thereunto required according to his promise aforesaid hath not paid or given any satisfaction for the same, but the same to pay or satisfie hath refused & denied & as yet doth refuse & deny to the damage of the said Charles three thousand pounds of tobacco & thereupon he produceth his suite

And the said Peter Dennis by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto until next Court & itt is granted unto him the same day is given to both parties

Now here att this day to witt the twelfth day of April in the third yeare of the Dominion of Charles Lord Baltmore &c Annoq Doni 1678 came the said Charles Howell by his Attorney aforesaid, & offered himselfe ag^t the said Peter Dennis in the plea aforesaid, but the said Peter came not but made default, therefore itt is considered by the Court here that the said Charles Howell recover ag^t the said Peter Dennis the sume of three thousand p^ds of tobacco damages occasioned by the trespas aforesaid As also five hundred forty foure p^ds of to^b costs of suite

Christopher Hassell	} Richard Nash late of Cecil County in the Province of Maryland planter otherwise called Richard Nash in Cecil County was Sumoned to answer unto Christopher Hassell of a plea that he render unto him the full & just Sume of two thousand nine hundred sixty & foure pounds of good sound M ^r chantable tobacco & cask which he oweth & unjustly detaineth.
ag ^t	
Rich ^d Nash	

And whereupon the said Christopher Hassell by George Parker his Attorney saith, that whereas the said Richard Nash the twenty seventh day of April One thousand six hundred seventy & six by his certaine bill Obligatory sealed with the Seale of him the said Richard Nash & here in Court produced whose date is the day & yeare

Liber N N

Liber N N first abovesaid, did binde himselfe his heyres Ex^{rs} Adm^{rs} & assignes to pay or cause to be well & truely paid unto Christopher Hassell or his order the full & just Sume of two thousand nine hundred sixty & foure p^{ds} of good sound M^rchantable tobacco & caske to be paid on the plantacon where he the said Richard Nash then lived upon demand, Notwithstanding which the said Richard Nash the said sume of two thousand nine hundred sixty & foure pounds of tobacco to him the said Christopher Hassell according to the said bill Obligatory although often demanded hath not paid or satisfied, but the same to pay or satisfie hath altogether denyed & refused & still doth deny & refuse to pay the same whereupon the said Christopher Hassell saith he is damnified & hath losse to the Value of five thousand pounds of tobacco, & thereupon he bringeth his suite.

And the said Richard Nash by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to both parties.

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678 came the said parties by their Attorneys aforesaid And the said Richard saith, that as to two thousand three hundred Eighty five pounds of tobacco the remainder of the debt aforesaid he cannot gainsay for that he oweth the same unto the said Christopher Therefore itt is considered by the Court here, that the said plaintiffe recover ag^t the said Defend^t the said sume of two thousand three hundred eighty five pounds of tobacco debt As also six hundred forty foure p^{ds} of tobacco costs of suite

Henry Stocket & James Stavely Ex ^{rs} Styles ag ^t	}	James Mills late of Baltemore County Ex ^r of the last Will & testam ^t of Samuel Boston deceased was sumoned to answer unto
James Mills Ex ^r Sam Boston		Henry Stocket & James Stavely Ex ^{rs} of the last Will & testam ^t of Nathaniel Styles deceased of a plea that he render unto them

the sume of fourteen thousand eight hundred & sixty pounds of tobacco in caske which from them he unjustly detaineth

And whereupon the said Henry Stocket & James Stavely by George Parker their Attorney say, that whereas the said Samuell Boston the seventeenth day of June in the yeare of our Lord God One thousand six hundred seventy & six, by his bond or writeing obligatory sealed with the Seale of him the said Samuell Boston & here in Court produced whose date is the day & yeare first abovesaid, did owe & stand indebted unto Nathaniel Styles of Cecil County his heyres Ex^{rs} Ad^{rs} or assignes the sume of fourteen thousand eight hundred sixty pounds of tobacco To the which payment well & truely to be made he the said Samuell Boston did binde himselfe

his heyres Ex^{rs} Adm^{rs} or assignes firmly by those p^rsents Notwith-
 standing which the said Samuel Boston the said sume of fourteen
 thousand Eight hundred sixty pounds of tobacco according to the
 tenour of the said bond or writeing obligatory in his life tyme to the
 said Nath^l Stiles in his life tyme hath not paid nor the said James
 Mills since the death of the said Samuell to whom Letters testa-
 mentory of the last Will & testam^t of the said Samuell was committed,
 to the said Henry Stocket & James Stavely to whom Letters Testa-
 mentory of the last Will & Testam^t of the said Nath^l Stiles was
 comitted although often demanded hath not paid or satisfied but
 the same to them the said Henry & James to pay doth still deny &
 refuse whereupon they say they are the worse & have damage to the
 Value of Eighteen thousand pounds of tobacco & thereupon they
 bring their suite.

Liber N N

p. 538

And the said James Mills by Kenelm Cheseldyn his Attorney
 comes & defends the force & injury when &c and prayeth the hearing
 of the said bond or writeing obligatory & itt is read unto him, he
 also prayeth the hearing of the Condiçõn of the said bond or write-
 ing Obligatory & itt is read unto him in these words, the Condiçion
 of this Obligaçõn is such, that if the above bound Samuel Boston
 doe well & truely pay or cause to be paid unto Nathaniel Stiles his
 heyres Ex^{rs} Ad^{rs} or assignes the full & just quantity of Seven thou-
 sand foure hundred & thirty pounds of large and bright tobacco
 cleere of ground leaves & trash with cask to containe the same att
 or upon the twelfth day of Octob^r next ensueing the date hereof That
 then this Obligacon to be void & of none effect, else to remaine in full
 forces & vertue. Which being read & heard, the said James Mills
 by his Attorney aforesaid prayeth judgem^t of the writt & declaracon
 aforesaid for that he saith the aforesaid Henry Stocket & James
 Stavely Ex^{rs} as aforesaid by the writt & declaracon aforesaid sup-
 pose that the aforesaid Samuell Boston was indebted unto the afore-
 said Nathaniel Stiles the sume of fourteen thousand Eight hundred
 & sixty pounds of tobacco, where truely & indeed there is not in the
 said writeing obligatory any such word tobacco contained & war-
 ranting the said word in the writt & declaracon aforesaid viz^t tobacco
 And in the said writeing is only writt & contained these words four-
 teen thousand eight hundred & sixty pounds, which generall words
 imploy no certainty of what nature & kinde the thing is that the said
 Samuell stood indebted unto the said Nathaniel Stiles, & so doth not
 warr^t the said writt & declaracon & this he is ready to averr, & pray-
 eth judgement as aforesaid of the said writt & declaracon & that
 the same may be quashed.

And hereupon the p^rmisses being seen & by the Justices here fully
 understood, itt seemeth to the same Justices here, that the said plea
 of the said Defend^t in abatem^t of the said writt in manner & forme
 aforesaid pleaded & the matters in the same contained are sufficient

Liber N N in Law to abate the said Writt ag^t the said Defend^t Therefore itt is considered this tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq³ Doni 1678 that the said Writt ag^t the said Defend^t in forme aforesaid obtained shall be abated &c

W^m Calvert Esq^r } Thomas Helgar late of Charles County Innholder
 ag^t } was Sumoned to Answer unto W^m Calvert Esq^r
 Tho: Helgar } in a plea that he render unto him two thousand
 foure hundred p^ds of tobacco which to him he
 oweth & unjustly detaineth &c

And the said W^m by Kenelm Cheseldyne his Attorney saith, that whereas the said Thomas the thirtieth day of June Anno Doni One thousand six hundred seventy six stood indebted unto the Hon^{ble} W^m Calvert Esq^r in the full & just sume of two thousand foure hundred pounds of good sound M^rchantable tobacco & cask to be paid to the said W^m Calvert or to his certaine Attorney his Ex^{rs} Ad^{rs} on the tenth day of Octob^r next ensueing the date thereof att some convenient place in Charles County aforesaid as by his bill here in Court produced may appeare Notwithstanding the said
 p. 539 Thomas The said sume of two thousand foure hundred pounds of tobacco to him the said W^m though often thereunto required hath not paid, but the same to pay hath altogether denyed & still doth deny, whereupon he saith he is damnified & hath losse to the Value of foure thousand pounds of tobacco, & thereupon he bringeth his suite.

And the said Thomas Helgar by Robert Carvile his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the said W^m also.

Now here att this day to witt the Eleventh day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq³ Doni 1678. came the said parties by their Attorneys aforesaid, & the said Tho: saith, that as to one thousand pounds of to^b, part of the said sume of two thousand foure hundred pounds of to^b he hath paid, but as to fourteene hundred pounds of to^b the remainder he cannot gain say for that he oweth the same to the said W^m Whereupon itt is granted by the Court here that that said W^m Calvert recover ag^t the said Tho: Helgar the aforesaid sume of fourteen hundred pounds of to^b debt As also five hundred forty foure p^ds of to^b costs of suite

Dennis Sulevant } Elizabeth Greene late of S^t Maryes County wid-
 ag^t } dow was Attached to Answer unto Dennis Sule-
 Eliz^a Greene } vant of a plea of trespas upon the case
 And whereupon the said Dennis by Robert

Ridgely his Attorney complaineth that whereas the said Eliz^a Greene Liber N N
 the tenth day of June One thousand six hundred Seventy six being
 possessed of a certaine woman Servant named Eliz^a Martindale, in
 consideracon that the said Dennis would buy of her the said Servant,
 & pay unto her the said Green for the said Servant the sume of Eight
 hundred pounds of tobacco, the said Green would warrant the said
 woman servant to the said Dennis to serve him Eighteen months
 from thence fully to be compleat & ended mortality excepted And the
 said Dennis in fact saith, that trusting to the warranty of the said
 Eliz^a Green of the said woman Servant to serve him the said Dennis
 Eighteenth months, he the said Dennis her the said Green two hogs-
 heads of tobacco containing eight hundred pounds of neat tobacco
 for the said Servant did well & truely pay, And the said Dennis
 further in fact saith, that on the day of January then next following
 itt appearing to the Hon^{ble} Philip Calvert Esq^r Chancelour of this
 Province, that the said Eliz^a Martindale was free, & ought not for
 any reason that could be shewed to the said Chancelour to be a
 Servant, & therefore the said Chancelour the same day of January
 aforesaid her the said Eliz^a Martindale from the service of him the
 said Dennis dismissed & sett free Yet the aforesaid Eliz^a Green al-
 though often thereunto required hath refused to warrant the said
 Servant to the said Dennis for the terme aforesaid or to make him
 satisfaction for the same, to the damage of the said Dennis two
 thousand p^ds of to^b, and thereupon he bringeth his suite

And the said Eliz^a by Robert Carville her Attorney cometh & de-
 fendeth the force & injury when &c and prayeth liberty to imparle
 hereunto untill next Court & itt is granted unto him, the same day is
 given to both parties

Now here att this day to witt the tenth day of April in the third
 yeare of the Dominion of Charles Lord Baltemore &c Anno^q Doni
 1678. came the said parties by their Attorneys aforesaid And the
 said Elizabeth saith, that she is in no wise guilty of the p^rmisses
 above by the said Dennis & imposed & upon her, & of this she putts
 herselfe upon the Countrey. Whereupon the said Dennis said, that
 he would make noe farther prosecution ag^t the said Eliz^a Green in
 the plea aforesaid, therefore itt is considered that a nonsuite be
 awarded ag^t him And that the said Def^t recover ag^t the said plain-
 tiffe the sume of One thousand & seven p^ds of tobacco for her costs
 & charges by her about her defence in this behalfe laid out & expended
 And the said Dennis in mercy for his false claime

p. 540

Benjamin Rozer	}	Henry Bonner of Charles County gentl was Sum- oned to answer unto Benjamin Rozer Esq ^r in a plea that he render unto him seven thousand pounds of tobacco which to him he oweth & un- justly detaineth
ag ^t		
Henry Bonner		

Liber N N And whereupon the said Benjamin by Christopher Rousby his Attorney saith, that whereas the said Henry Bonner the first day of April One thousand six hundred seventy eight did accompt with him the said Benjamin of divers Goods & M^rchandizes before that tyme by the said Henry of the said Benjamin bought had & received And upon that accompt the said Henry was found in arreare to the said Benjamin in the quantity of Seven thousand pounds of tobacco Whereupon action did accrew to him the said Benjamin to demand & receive of him the said Henry the said Sume or quantity of Seven thousand pounds of tobacco Yett the said Henry the said sume or quantity of Seven thousand pounds of tobacco unto the said Benjamin hath not paid though often thereunto required, but the same to pay hath altogether refused & still doth refuse to the damage of the said Benjamin in tenn thousand pounds of tobacco & thereupon he brings his suite

And the said Henry Bonner in his proper person cometh & defendeth the force & injury when &c and saith nothing in barr or avoidance of the action aforesaid of him the said Benjamin, whereby the said Benjamin remaineth ag^t the said Henry thereof wholly undefended Therefore itt is considered by the Court here this day to witt the Eleventh day of April in the third year of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678. that the said Benjamin Rozer recover ag^t the said Henry Bonner the said sume of seven thousand pounds of tobacco debt As also three hundred & Sixteen pounds of tobacco costs of suite

W ^m Rawles & ux	}	Thomas ffrancis late of Ann Arundell County was
Adm ^r Coppage		Sumoned to Answer unto W ^m Rawles & Elizabeth
ag ^t		his wife Adm ^x of the Goods & Chattells of Edward
Thomas ffrancis	}	Coppage deceased in a plea that he render unto
		them his reasonable accompt for the tyme that he
		was receiver of the tobaccoes of the said Edward Coppage in his
		life tyme which to them he ought &c

And whereupon the said W^m & Elizabeth by Kenelm Cheseldyn their Attorney say, that whereas the said Thomas ffrancis the ninth day of ffeb^ry in the year of our Lord One thousand six hundred seventy five did by the hands of Robert Proctor of Ann Arundell receive the sume of two thousand seven hundred & seventy pounds of tobacco, to render an accompt of the sume to the said Edward Coppage in his life tyme when thereunto required Neverthesse the said Thomas ffrancis though often thereunto required his reasonable accompt to him the said Edward in his life tyme hath not Rendred, nor to the said W^m Rawles & Elizabeth his wife Adm^x of all & singular the Goods & Chattells which were the said Edward att the tyme of his death since his death to her comitted hath not rendred but the same to them to render hitherto hath denyed & still doth deny to the

damage of them the said W^m & Eliz^a five thousand p^ds of to^b, & Liber N N thereupon they bring their suite. And the said W^m & Elizabeth bring here into Court the Letters of Adm^{con} to them granted that itt may appeare to the Court here that she is Adm^x of the Estate of the said Edward, & thereupon to have Adm^{con}

And the said Thomas ffrancis by Robert Carville his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffes also

Now here att this day to witt the tenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Ano^q Doni 1678. came the said parties by their Attorneys aforesaid, and the said Thomas saith that he did receive of the said Robert Proctor the said sume of two thousand seven hundred & seventy p^ds of to^b for the use of the said Edward Coppage And that he allwayes was & still is ready to render his reasonable accompt thereof to the said Comp^{rs} as by the said Declaracon is required Whereupon itt is considered by the Court here that Auditors be appointed to audite & state the accompts between the said W^m Rawles & Eliz^a his wife & the said Thomas ffrancis And doe order & appoint Thomas Marsh & Michael Miller of Kent County gent^l to audite & state the same, & make report thereof att the next Provinciaall Court

Moyes Ex ^{rs} ag ^t Tho: Potter Ad ^r Geo. Marshall	}	Thomas Potter late of S ^t Maryes County Ex ^r of the last Will & Testament of George Mar- shall deceased was Sumoned to Answer unto Henry Carew Robert Carville & Clement Hill Ex ^{rs} of the last Will & testam ^t of Elizabeth Moy deceased Ex ^x of Richard Moy deceased of a plea that he render unto them two thousand two hundred & one pounds of tobacco which from them he unjustly detaines
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And whereupon the said Henry Robert & Clement say, that whereas the said George Marshall upon the two & twentieth day of October in the yeare of our Lord One thousand six hundred seventy three by his certaine bill or writeing obligatory sealed with the seale of him the said George & here in Court produced whose date is the day & yeare abovesaid, did confesse & acknowledge himselfe to be holden & firmly bound unto the said Richard Moy in the same or quantity of two thousand two hundred & one pounds of good sound & M^cchantable to^b in caske to be paid to the said Richard or to his certaine Attorney his heyres Ex^{rs} Ad^{rs} or assignes in some convenient place in S^t Maryes County upon demand To the which paym^t well & truly to be made he did binde himself his heyres Ex^{rs} & Ad^{rs} by those p^rsents Yet notwithstanding the said George Marshall in his life tyme nor the said Tho: Potter since his death the said sume of two thousand two hundred & one pounds of to^b to him the said

Liber N N Richard Moy in his life tyme nor to the said Elizabeth since his death, nor to the said Henry Robert or Clement since the death of the said Eliz^a though often thereunto requested but the same to pay
 p. 54^r hath hitherto & still doth deny to the damage Of the said Henry Robert & Clement foure thousand pounds of tobacco & thereupon they bring their suite And they bring into Court here their Letters testamentory by which itt may appeare to the Court here that they are Ex^{rs} & have Ad^{con}

And the said Thomas Potter by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him the said day is given to the plaintiffes also

Now here att this day to witt the Eleventh day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni came the said plaintiffes And the said Thomas by his Attorney aforesaid saith, that the said Robert his accon aforesaid ought not, for that he the said Thomas saith that he hath fully Administred all the Goods & Chattels which were the said George Marshall att the tyme of his death, & that he hath no Goods & Chattells in his hands of the said George Marshall att the tyme of his death to be Administred att the tyme of the writt of him the said Robert nor att any tyme after, & this he is ready to averr, & prayes judgem^t whether the said Robert his action ought &c And the said Robert &c saith he ought not to be barred from his action, for that he saith the said Thomas att the tyme of the issuing of the said writt had & now hath Goods & Chattels in his hands of the said George Marshalls Estate, & this he prayes may be enquired of by the Countrey And the said Thomas Potter also. Therefore comand is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because as well &c And the Jurors impannelled being called likewise came to witt Richard Lloyd, Edward Husbands, Robert Potts, Nicholas Cooper, Tho: Courtney, Richard Masham, John King, Joshua Guibert, John Askin, Stephen Gough, Gilbert Turberville & Thomas Smith who being Elected tryed & sworne to say the truth in the p^rmisses upon their Oaths doe say We finde for the plaintiffes Therefore itt is granted by the Court here that the said Henry Robert & Clement Ex^{rs} as aforesaid recover ag^t the Estate of the said George Marshall the sume of two thousand two hundred & one pounds of tobacco debt As also twelva^c hundred & six pounds of tobacco costs of suite

Anthony Male	}	In Ejectm ^t James Murphy late of Talbott County planter was Attached to Answer unto Anthony Male of the same County planter wherefore by force & armes one Messuage & two hundred & twenty five acres of land comonly called by the name of Holden lying & being in the said County of
ag ^t James Murphy		

Talbot in the Province aforesaid on the South side of a river there called S^t Michaels River on the South side of a branch of Water called ffosley branch with the appurtennces w^{ch} Matthew Meriton Citizen & Salter of London demised to the said Anthony for a terme which is not yet past did enter, & him from the possession thereof did Eject & other harmes to him did to the great damage of him the said Anthony & ag^t his Lordp^{ps} peace &c

And whereupon the said Anthony by Christopher Rousby his Attorney saith, that whereas the said Matthew Meriton the twenty fourth day of ffebruary in the yeare of our Lord One thousand six hundred seventy seven In Talbot County aforesaid did Demise to him the said Anthony the said Messuage & land with the appurtennces To have & to hold the same unto him the said Anthony & his assignes from the said twenty fourth day of ffebruary aforesaid untill the full end & terme of three yeares thence next ensueing fully to be compleat & ended By vertue of which said Demise the said Anthony into the said Messuage land & p^rmisses aforesaid entred & was in the possession thereof, And being so in possession thereof afterwards to witt the said twenty fourth day of ffebruary aforesaid the said James Murphy into the said Messuage land & p^rmisses with the appurtennces aforesaid which the said Matthew Meriton to him the said Anthony Male in manner & forme aforesaid had Demised for the terme aforesaid which is not yet past entred, & him from his possession thereof did eject & other harmes to him did to the great damage of him the said Anthony & against his Lordp^{ps} peace And whereupon he saith he is the worse & hath losse to the Value of tenn thousand pounds of tobacco & thereupon he brings his suite.

Unlesse the tenant in possession or they under whom he claimes doe att the next Provinciaall Court to be held att the City of S^t Maryes the ninth day of April next appeare to the Declaracon, & make him or themselves Defend^{ts} thereunto, & by rule of Court confesse Lease entry & Ejectm^t & insist only upon the title, the Defend^t in the Declaracon will confesse Judgem^t & possession will be delivered accordingly to the plaintiffe

Yo^r friend

28th feb^{ry} 1677

James Murphy

To Henry Parker tenant in possession

Now here att this day to witt the thirteenth day of April in the third yeare of the Dominion of Charles Lord Baltimore Ano^q Doni 1678. came Vincent Lowe Esq^r Sheriffe of Talbot County & made Oath that he deliuered to Henry Parker tenant in possession of the p^rmisses a true copy of the abovesaid Declaracon And the said Henry Parker being solemnly called appeared not neither by himselfe nor Attorney to defend the p^rmisses Whereupon the said Anthony Male by Christopher Rousby his Attorney on the behalfe of the Lessor Matthew Meriton prayed his Lordp^{ps} Writt to cause him to have possession of the p^rmisses with the appurtennces & itt is granted unto him.

Liber N N	W ^m Taylor ag ^t Geo: Oldfeild	}	C	<p style="text-align: center;">In Ejectment</p> <p>George Oldfeild late of Cecil County gentl was attached to Answer unto W^m Taylor of a plea wherefore by force of Armes one Mes- suage of twenty five acres of land in the County aforesaid & being the moiety of fifty acres of land part of a parcell of land called Hermans Mount lying & being in Sassafrax Riuer in the County aforesaid & lately in the tenure & possession of Cornelius Urinson & which W^m Ward of Cecil County aforesaid to him the said William demised for a term not yet past did enter, & him from his ffarme aforesaid did Eject & other Enormities to him did doe to the great damage of him the said W^m & contrary to the peace of the Lord Prop^{ty} &c</p>
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p. 543 And whereupon the said W^m Taillor by Robert Ridgely his At-
torney Complaineth, that whereas the said W^m Ward the first day of
July in the first yeare of the Dominion of Charles &c att Cecil County
aforesaid had Demised to the said W^m Taillor the said Messuage
with the appurtennces scituate lying & being in Cecil County afore-
said in Sassafrax Riuer aforesaid & being the moiety or halfe part
of a certaine tract of land containing fifty acres or thereabouts &
sould out of a parcell of land called Hermans Mount by Godfrey
Harmour unto Cornelius Urinson aforesaid & lying next to the land
of Axell Still, containing by Estimacon twenty five acres or there-
abouts & lately in the tenure & occupacon of the said Cornelius Urin-
son, To have & to hold unto the said W^m Taylour & his assignes
from the ffeast of S^t John Baptist now last past to the end & terme
of three yeares from thence next ensueing & fully to be compleat &
ended By vertue of which Demise the said W^m Taillor into the tene-
ments aforesaid with the appurtennces entred & was thereof possessed
And so thereof being possessed the said George afterwards to witt
the same first day of July in the yeare aforesaid into the tenem^{ts}
aforesaid with the appurtennces which the said W^m Ward to the
said W^m Tailor in forme aforesaid did Demise for the terme afore-
said which is not yet past did enter, & him from his ffarme afore-
said did Eject & other Enormities to him did doe to the great da-
mage of him the said W^m Taylor & ag^t the peace &c whereupon he saith
he is the worse & hath damage to the Value of tenn pounds sterl, &
thereupon he bringeth his suite.

Unlesse the tenant in possession or they under whom he claim-
eth doe the next Provinciaall Court appeare to this Declaracōn, &
make him or themselves defend^t thereunto, & by rule of Court
confesse the Lease Entry & Ejectm^t & insist only upon the title,
the def^t in this Declaracon will confesse judgment & possession
will be deliuered accordingly to the plaintiffe.

To Robert Morrice tenant in possession
of the premisses within menconed.

Now here att this day to witt the twelfth day of April in the third
yeare of the Dominion of Charles Lord Baltemore &c Anno^o Doni
1678 came Edward Pynn subSheriffe of Cecil County & made Oath
in open Court that he delivered to Robert Morris tenant in possession
of the p^rmisses a true copy of the abovesaid declaracon And the said
Robert Morrice being solemnly called appeared not neither by him-
selfe nor Attorney to defend the p^rmisses, Whereupon the said
W^m Taylor by Robert Ridgely his Attorney on the behalfe of the
Lessor W^m Ward prayed that Judgem^t might be awarded ag^t the
said Robert Morrice by default And also prayed his Lordps writt
to cause him to haue possession of the p^rmisses with the appurtennces
& itt is granted unto him accordingly

Thomas Gerard	}	c	In Ejectment John Lewellin late of Charles County gentl was Attached to answer unto Thomas Ger- ard of a plea wherefore with force & armes
ag ^t Jn ^o Lewellin			

two Messuages, one water Mill & five hundred acres of land comonly
Called the Mill land scituate lying & being in Charles County afore-
said late in the tenure of John Allen which Benjamin Rozer Adm^r of
Dominick Bodkin demised to the said Thomas Gerard for a terme
which is not yet past did enter, & him from the possession thereof
did Eject & other harmes to him did to the great damage of the said
Thomas & ag^t the peace of the right Hon^{ble} the Lord Prop^{ry} of this
Province.

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And whereupon the said Thomas by Christopher Rousby his
Attorney saith, that whereas the said Benjamin Rozer the fifth day
of October in the second yeare of the Dominion of the right Hon^{ble}
Charles absolute Lord & Prop^{ry} &c in Charles County aforesaid did
Demise the said two Messuage one water Mill & five hundred acres of
land with the appurtennces To have & to hold to the said Tho: Gerard
& his assignes from the said fifth day of Octob^r untill the full end &
terme of three yeares then next ensuing fully to be compleat & ended
By vertue of which said Demise the said Tho: into the said two
Messuages one water Mill & five hundred acres of land aforesaid
with the appurtennces entred & was in the possession thereof And
being so thereof possessed afterwards to witt the said fifth day of
Octob^r the said John Lewellin into the said two messuages water
mill & lands aforesaid with the appurtennces which the said Ben-
jamin Rozer in forme aforesaid Demised for the terme aforesaid
which is not yet past entred & him from the possession thereof did
Eject & other harmes to him did to the great damage of the said Tho.
& ag^t the peace of the said right Hon^{ble} the Lord Prop^{ry} &c And
whereupon the said Thomas Gerard saith he is the worse & hath

Liber N N damage to the Value of One hundred thousand p^ds of tobacco & thereupon he bringeth his suite

Unless the tenant in possession or they under whom he claymes doe att the next Provinciaall Court to be held for the Province of Maryland the fourth day of Decemb^r next ensueing appeare to this Declaracon & make him or themselves Defend^{ts} thereunto, & by rule of Court confesse lease Entry & Ejectm^t & insist only upon the title, the Defend^t in the Declaracon will confesse judgem^t & possession will be delivered accordingly to the plaintiffe.

11th Octob^r 1677

Yo^r friend

To John Allen tenant in possession
of the p^rmisses within menconed

John Lewellin

Now here att this day to witt the ninth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678 Oath being made that John Allen tenant in possession of the p^rmisses was served with a true copy of the above declaracon, who being solemnly called appeared not neither by himselfe nor Attorney to defend the p^rmisses Whereupon the said Tho: Gerard on the behalfe of the lessor Benjamin Rozer Ad^r of Dominick Bodkin prayed that judgem^t might be awarded ag^t the said John Allen by default And also prayed his Lord^{sh}ps writt to cause him to haue possession of p^rmisses with the appurtenneces & itt is granted unto him accordingly.

John ffawkes

ag^t

John Evans

Ejectm^t

John Evans late of Cecil County in the Province of Maryland planter was Attached to Answer unto John ffawkes of the same County M^rchant wherefore by force & armes

p. 545 one Messuage & two hundred & fifty acres of land in Cecil County aforesaid part of a tract of land called by the name of the folly scituate & being on the East side of Chessepiake Bay in Turners Creek in Sassafrax River with The appurtenneces which Elizabeth Carleton Widdow mother & Guardian of Mary Carleton & Elizabeth Carleton Daughters & Coheyres of Tho: Carleton deceased in right of the said Mary & Elizabeth demised to the said John for a terme which is not yet past did enter & him from the possession thereof did Eject & other harmes to him did to the great damage of the said John and ag^t his Lord^{sh}ps peace &c

And whereupon the said John ffawkes by Christopher Rousby his Attorney saith, that whereas the said Elizabeth Carleton Mother and Guardian of the said Mary & Elizabeth Carleton Daughters & Coheyres of the said Tho: Carleton deceased in right of the said Mary & Elizabeth the 6th day of Octob^r in the yeare of our Lord 1677. in Cecil County aforesaid did Demise to him the said John the said Messuage & two hundred & fifty acres of land aforesaid with the appurtenneces To have & to hold the same unto him the said

John & his assigns from the said sixth day of October untill the full end & terme of three yeares from thence next Ensueing & fully to be compleat & ended By vertue of which said Demise the said John into the said Messuage land & p'misses aforesaid with the appurtenneces entred & was in possession thereof, & being so possessed afterwards to witt the first day of Novemb^r in the said yeare of our Lord 1677. the said John Evans into the said Messuage land & p'misses aforesaid with the appurtenneces which the said Elizabeth Carleton to him the said John ffawkes in manner & forme aforesaid had Demised for the terme aforesaid Which is not yet past entred & him from the possession thereof did Eject & other harmes to him did to the great damage of the said John & ag^t his Lordps peace &c And whereupon he saith he is the worse & hath losse to the Value of sixteen thousand pounds of tobacco & thereupon he brings his suite

Unless the tenant in possession or they under whom he claimes doe att the next Provinciaall Court to be held att the City of S^t Maryes the ninth day of April next appeare to the Declaracon abovesaid, & make him or themselves Defend^{ts} thereunto, & by rule of Court confesse Lease entry & Ejectm^t & insist only upon the title, the Defend^t in the declaracon will confesse judgem^t & possession will be deliuered accordingly to the p^t

To Edward Williams tenant in possession	Yo ^r friend
of the p'misses above menconed	John Evans

Now here att this day to witt the thirteenth day of April in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^o Doni 1678. Edward Williams tenant in possession of the p'misses being solemnly called appeared not neither by himselfe nor Attorney to defend the p'misses Whereupon the said John ffawkes prayed that judgem^t might be awarded ag^t the said Edward Williams by default And also by Christopher Rousby his Attorney prayed his Lordpps writt to cause him to have possession of the p'misses with the appurtenneces & itt is granted unto him accordingly

Henry Jowles	} In Ejectment
ag ^t	
W ^m Parker	} W ^m Parker late of Calvert County gentl was attached to Answer unto Henry Jowles gen ^l of a plea wherefore with force & armes one Messuage & twenty

five acres of land being the one Halfe or moiety of fifty acres of land scituate lying & being in the said County of Calvert, laid out of two hundred acres of land late in the possession of one James Thompson, begining att the Easternmost bounds of the said land att a marked stake in a marsh by the side of Petuxent River with a line drawne West by North upon the said River for the breadth of forty perches to a bound white Oak by the said Marsh, then with a line drawne North East unto the woods for the length of two hundred perches

Liber N N to a bounded red oak, then with a line drawn East & by south for the breadth of forty perches till itt intersect a parallel drawne from the first bounded stake, which said twenty five acres of land Edward Pack of the said County of Calvert planter demised to the said Henry Jowles for a terme which is not yet past did enter & him from the possession thereof did eject & other harmes to him did to the great damage of the said Henry Jowles & ag^t the peace of the right Hon^{ble} Charles absolute Lord & Prop^{ry} of the said Province &c

And whereupon the said Henry Jowles by George Parker his Attorney saith, that whereas the said Edward Pack the five & twentieth day of March in the second yeare of the Dominion of the right Hon^{ble} Charles &c in the said County of Calvert did demise the said Messuage & twenty five acres of land with the appurtenneces To have & to hold to the said Henry Jowles & his assignes from the said five & twentieth day of March untill the full end & terme of three yeares then next ensuing fully to be compleat & ended By verture of which said Demise the said Henry Jowles into the Messuage & land aforesaid with the appurtennces entred & was in possession thereof And being thereof so possessed afterwards to witt the said five & twentieth day of March the said W^m Parker into the said Messuage & land aforesaid with the appurtennces which the said Edward Pack in forme aforesaid Demised for the terme aforesaid which is not yet past entred, & him from the possession thereof did Eject & other harmes to him did to the great damage of the said Henry Jowles & ag^t the peace of the said right Hon^{ble} Prop^{ry} &c And whereupon the said Henry Jowles saith that he is the worse & hath damage to the Value of Eight thousand p^ds of tobacco & thereupon he bringeth his suite

August 28th 1677.

Unlesse the tenant in possession or they under whom he claimes doe att the next Provinciaall Court to be holden for the Province of Maryland the second day of Octob^r next ensueing appeare to this declaracon & make him & themselves Defend^{ts} thereunto, & by rule of Court confesse Lease entry & Ejectm^t & insist only upon the title, the Defend^t in the declaracon will confesse judgem^t & possession will be deliuerd accordingly to the plaintiffe

To George Carter tenant in possession of the p^rmisses
within menconed

Now here att this day to witt the three & twentieth day of ffeb^{ry} in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677 George Carter tenant in possession of the p^rmisses being solemnly called appeared not either by himselfe or Attorney to defend the p^rmisses Whereupon the said Henry Jowles by George Parker his Attorney on the behalfe of the lessor Edward Pack prayed that Judgem^t might be awarded ag^t the said George Carter by default And also prayed his Lordps Writt to cause him to haue

possession of the Messuage land & p^rmisses with the appurtenances
& itt is granted unto him accordingly

Liber N N
p. 547

W^m Knott } Comand was given to the Sheriffe of Baltemore County
ag^t } that he take Edward Bleek late of Baltemore County
Edw^a Bleek } M^cchant if he should be found in his bailywick & him
safe keep so that he have his body here the ninth day
of April in the third yeare of the Dominion of Charles Lord Balte-
more &c Annoq^o Doni 1678. to answer unto W^m Knott Marryner
of a plea of trespas upon the case Att which said ninth day of April
the same Sheriffe maketh returne of the writt aforesaid that he hath
taken the said Edward Bleek whose body he hath as by the same
Writt he was required

Afterwards to witt the thirteenth day of April in the yeare afores^d
came the said W^m Knott by George Parker his Attorney & moved
the Court for speciall bayle & itt is granted him Then came James
Denton & James Philips suertyes for the said Edward Bleek &
acknowledged themselves in open Court as suertyes for the said
Edward, & undertooke for him the said Edward in the sume of Sixty
pounds sterl to be Levyed of their & either of their lands & tenements
Goods & Chattells to the use of the said William Knott Upon this
condicon That if the said W^m Knott shall obtaine a judgem^t in an
acon of trespas upon the case depending in the said Court ag^t the
said Edward Bleek, that then the said Edward Bleek shall pay
the condemnacon or deliver himselfe to the prison of the Sheriffe of
the County of S^t Maryes or that they the said James Denton & James
Philips will doe itt for him. Which suerties were accepted of by the
plaintiffes Attorney.

Afterwards to witt the day & yeare aforesaid came Robert Ridgely
Attorney for the said Edward Bleek, & informed the Court that
the said W^m Knott is a fforreigner, & moved for speciall baile for
costs of suite, if the said W^m should be cast in the acon aforesaid
Whereupon came George Parker gent & undertooke for the said
W^m Knott to pay unto the said Edward Bleek such costs & charges
as shall be taxed & allowed him in this suite, if the said W^m Knott
shall be cast therein.

Stocket & Stavely } Comand was given to the Sheriffe of Cecil
Ad^{rs} Salmon } County take [sic] he take Ralph Hutchinson
ag^t } if he should be found in his bailywick, & him
Ralph Hutchinson } safe keep, so that he have his body here the ninth
day of April in the third yeare of the Dominion
of Charles Lord Baltemore &c Annoq^o Doni 1678 to answer unto
James Stavely & Henry Stocket Adm^{rs} of the Goods & Chattells of
Thomas Salmon dec^d of a plea that he rend^r unto them three thou-
sand two hundred Eighty five pounds of tobacco which from them

Liber N N he unjustly detaines Att which said ninth day of April the same Sheriffe maketh returne of the writt aforesaid that he hath taken the said Ralph Hutchinson whose body he hath as by the same Writt he was commanded

Afterwards to witt the thirteenth day of April in the yeare aforesaid came the said plaintiffes by George Parker their Attorney, & moved the Court (the Defend^t being a fforreigner) for speciall bayle & itt is granted by the Court here Then came the said ~~Ralph Hutchinson~~ with W^m Salsbury his suerty, & undertooke in open Court for the said Ralph in the sume of six thousand pounds of tobacco to be Levyed of his lands & tenem^{ts} Goods & Chattells to the use of the plaintiffes upon this Condiçon That if the said Ralph Hutchinson plaintiffes shall obtaine a judgem^t in an accon of debt depending in the said Court ag^t the said Ralph Hutchinson, that then the said Ralph shall pay the condemnacon or deliver himselfe to the prison of the Sheriffe of the County of S^t Maryes, or that he the said W^m Salsbury will doe itt for him

p. 548

April 13th 1678.

Ordered by the Court, that all such Judgem^{ts} as are allready obtained in the Provinciaall Court ag^t the Estate of Thomas Carleton deceased be first paid out of the Judgem^{ts} obtained ag^t Thomas Todd Ex^r of the last Will & testam^t of Thomas Todd deceased & Charles James gentl suerties upon the Administracon of the Estate of the said Thomas Carleton att the suite of the Lord Prop^{ty}

Matthew Paine	}	John ffaning otherwise called John ffaning of
ag ^t		Charles County in the Province aforesaid gentl was
John ffaning		Sumoned to Answer unto Matthew Paine Marriner

of a plea that he render unto him twenty eight thousand seven hundred forty & six pounds of to^b w^{ch} to him he owes & unjustly detaines

And whereupon the said Matthew Paine by Christopher Rousby his Attorney saith That whereas the said John ffaning the fourth day of April 1677 by his certaine bond or writeing obligatory Sealed with the Seale of him the said John ffaning & here in Court produced whose date is the day & yeare above said was holden & firmly bound unto Matthew Paine of London in the County of Midd^x Marryner in the full & just Sume of twenty Eight thousand Seven hundred forty & six p^{ds} of good sound M^rchantable leafe to^b in caske to containe the same to be paid unto the said Matthew Paine his heyres Ex^{rs} Adm^{rs} or certaine Attorney att or upon the tenth day of Novemb^r next ensuing the date thereof To the which paym^t well & truely to be made & performed the said John ffaning did binde himselfe his heyres Ex^{rs} or Ad^{rs} firmly by those p^rsents Notwithstanding which the said John ffaning the said sume of twenty

eight thousand seven hundred forty & six pounds of to^b according to the tenour of the said bond to him the said Matthew hath not paid but hath & still doth deny to pay the same to the damage of the said Matthew fforty thousand p^ts of tobacco & thereupon he brings his suite.

And the said John ffaning in his proper person cometh & denieth
the force & injury when &c & prayeth hearing of the said bond or
writing obligatory & itt is read unto him, he also prayeth hearing
of the Condicon of the said bond & itt is read unto him in these
words The Condicon of this obligation is such, that if the above
bounden John ffaning doe well & truely pay or cause to be paid unto
the aforesaid Matthew Paine his heyres Ex^{rs} or Adm^{as} the full &
just quantity of foureteen thousand three hundred seventy & three
pds of good sound M^cchantable leafe tobacco with cask conveniently
in S^t Maryes or Charles County att or upon the tenth day of
Novemb^r next ensueing this date Then this obligation to be void &
of none effect, otherwise to stand & remaine in full power force &
vertue Which being read & heard the said John ffaning this day to
witt the Eleventh day of April in the third yeare of the Dominion
of Charles Lord Baltemore &c Annoq^m Doni 1678. saith nothing in
barr or avoidance of the action aforesaid of him the said Matthew
Paine in forme aforesaid brought for that he oweth the said sume of
twenty eight thousand seven hundred forty & six pounds of tob^a
to the said Matthew Therefore itt is considered by the Court here,
that the said Matthew Paine recover ag^t the said John ffaning the
aforesaid sume of twenty eight thousand seven hundred forty & six
pds of tob^a debt As also pounds of tobacco costs
of suite so that Execucon thereof cease untill the tenth day of Octob^r
next

Richard Loyd }
ag^t } The Defend^t by W^m Williams his Attorney appears
W^m Singleton } & imparles untill next Court

Att a Provinciall Court held att the City of St Maryes The Eleventh day of June in the third year of the Dominion of Charles absolute Lord & Prop^ry of the Provinces of Maryland & Avalon Lord Baron of Baltemore &c Annoq̃ Doni one thousand six hundred seventy eight & there continued untill the Eighteenth day of the same Month of June Att which said Eleventh day of June were p^rsent

The Hon^{ble} { Thomas Notley Esq^r Lievt Gen^{ll} & chiefe Justice
Philip Calvert Esq^r Chancelour
W^m Calvert Esq^r Principall Secry
Baker Brooke Esq^r Survey^r Gen^{ll}
Benjamin Rozer Esq^r }

Nicholas Painter Clerke

Liber N N John Longden }
 ag^t } This action is continued untill next Court.
 Tho : Clarke }

Thomas Smith } John Dormand late of Som^rsett County planter was
 ag^t } Attached to answer unto Thomas Smith of a plea
 John Dormand } of trespass upon the case

And whereupon the said Thomas by Christopher Rousby his Attorney complaineth, that whereas the said Thomas the fifth day of December One thousand six hundred seventy six stood obliged unto W^m Pyper Marryner by bond the sume of two thousand & ten pounds of tobacco, with condicon that if the said Thomas did well & truely pay unto him the said W^m one thousand pounds of tobacco, then the Obligacon to be void And whereas afterwards to witt the fifth day of Decemb^r aforesaid att Wicocomoco in Somersett County in the Province of Maryland certaine comunicacon & discourse did happen to arise between him the said John Dormand & the said Thomas Smith touching & concerning the said debt due to the said W^m Pyper from the said Thomas Smith as aforesaid, he the said John Dormand then & there affirming al-leading & pretending himselfe to be impowered & employed by the said W^m Pyper to be his the said Williams ffactor & Receiver of tobacco for the use of the said W^m did assume upon himselfe & to the said Thomas did faithfully promise that in consideracon he the said Thomas Smith would att the specall instance & request of him the said John Dormand sell & deliver unto him the said John Dormand one man Servant of his the said Thomas which he then & there had named Pascue Bartlett being a seasoned hand, & haveing foure yeares to serve, that he the said John Dormand would not only pay unto him the said Thomas Smith two steeres & two hundred pounds of porke, but would also for & on behalfe of him the said Thomas would & truely pay unto him the said W^m Pyper the said sume of one thousand pounds of tobacco in discharge of the said bond of two thousand pounds of tobacco entred into by the said Thomas Smith to the said W^m Pyper as aforesaid And that he the said John Dormand would deliver the aforesaid bond or cause the same to be deliuered to the said Thomas Smith cancelled when thereunto required, And the said Thomas in fact saith, that he trusting to the faithfull promise aforesaid of him the said John Dormand Afterwards to witt the said fifth day of Decemb^r One thousand six hundred seventy six did sell & deliver unto him the said John Dormand (for the consideracon aforesaid) one mann Servant named Pascue Bartlett being a seasoned hand & haveing foure yeares to serve as aforesaid Yett the said John Dormand his promise & assumpcion aforesaid little regarding, but plotting & contriving him the said Thomas in that behalfe to defraud mischieve & deceive, although he

the said John hath paid to him the said Thomas the said two steeres & two hundred pounds of porke As to the said One thousand p^{ds} of tobacco he the said John Dormand hath not paid the same on behalfe of the said Thomas unto the said W^m Pyper in discharge of the said bond of two thousand p^{ds} of tobacco as aforesaid Nor hath he delivered upp the said bond or caused the same to be delivered upp unto the said Thomas cancelled, but the same one thousand p^{ds} of tob^o to pay as aforesaid & the said bond to deliver or cause to be delivered upp to the said Thomas cancelled as aforesaid though often thereunto required altogether refuseth, by reason whereof the said Thomas afterwards to witt the thirteenth day of December One thousand six hundred seventy six was by the said W^m Pyper by proces out of his Lord^{sh}s Provinciaall Court of this Province caused to be arrested prosecuted & impleaded for the debt aforesaid due upon the bond aforesaid And att a Court held for the same Province the one & twentieth day of ffeb^r One thousand six hundred seventy seven the said W^m did thereupon obtaine judgem^t for the said penalty of two thousand p^{ds} of tobacco due by the bond aforesaid with costs of suite ag^t the said Thomas Smith whereupon the said Thomas saith he is the worse & hath damage to the Value of six thousand pounds of tobacco, & thereupon he brings his suite

And the said John Dormand by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the fourteenth day of June in the third yeare of the Dominion of Charles Lord Baltimore &c Ano^o Doni 1678. came the said Thomas Smith by his Attorney aforesaid & offered himselfe ag^t the said John Dormand in the plea aforesaid, but the said John came not but made default Therefore itt is considered by the Court here that the said Thomas Smith recover ag^t the said John Dormand his damages sustained by occasion of the trespass aforesaid But because itt is not known what damages the said Thomas hath sustained by occasion of the p^rmises Itt is ordered by the Court that a writt of Inquiry of damages issue returnable next Provinciaall Court

Thomas Notley Esq ^r	}	} These foure actions are agreed.
ag ^t		
James Tyre	}	
Benjamin Rozer Esq ^r		
ag ^t	}	
ffrancis Wyne		
W ^m ffurnace & ux	}	
ag ^t		
Tho: Jones	}	

Liber N N	David Browne	}	}
	ag ^t		
	the same		

p. 551 Josiah Bacon
 ag^t
 John Edmondson } John Edmondson late of Talbot County M^rchant
 } was Sumoned to Answer unto Josiah Bacon in
 } a plea that he render unto him his reasonable
 } accompt of the tyme that he was the Receiver of
 } the Goods M^rchandizes & tobacco of him the said Josiah

And whereupon the said Josiah by Christopher Rousby his Attorney saith that whereas the said John was receiver of the Goods M^rchandize & tobacco of him the said Josiah from the twentieth day of August in the yeare of our Lord One thousand six hundred seventy foure until the first day of february One thousand six hundred seventy seven, & by the same tyme had received by the hands of him the said Josiah of the Goods & M^rchandize of him the said Josiah to the Value of thirty eight pounds eight shillings & two pence halfe penny ster^t money, a particular whereof is here in Court produced to the end that he the said John should trade & M^rchandize with the said Goods for the benefitt accompt & profit of him the said Josiah, & a reasonable accompt thereof to render when he should be thereunto required Never^eles the aforesaid John although often thereunto required the same reasonable accompt to the said Josiah hath not as yet rendred, but the same to render hath denied & still doth deny, whereupon he the said Josiah saith he is damnified & hath losse to the Value of Sixteen thousand pounds of tobacco & thereupon he bringeth his suite.

And the said John Edmondson by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the said Josiah also

Now here att this day to witt the Eleventh day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{uo} Doni 1678. came the said parties by their Attorneys aforesaid And the said Jn^o Edmondson by his said Attorney saith, that he cannot deny the aforesaid action of the aforesaid plaintiffe neither but that he was the Receiver of the Goods M^rchandizes & tobacco of him the said Josiah by the tyme aforesaid in the forme in which the said plaintiffe hath above declared ag^t him, & further the said Defend^t saith that he is ready to accompt thereof. Whereupon itt is considered by the Court here that Auditors be appointed to audite & state the accompts between the said Josiah Bacon & John Edmondson And doe hereby Order & appoint John Darnall & Richard Keene gent^l to Audite & state the same, & to make report thereof Att the next Provinciall Court

Tho: Legg ag ^t Jn ^o Edmondson	}	John Edmondson late of Talbot County M ^r chant was Sumoned to Answer unto Thomas Legg in a plea that he render unto him his reasonable accompt of the tyme that he was the receiver of the Goods Merchandize & tobacco of him the said Thomas.	Liber N N
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And whereupon the said Thomas by Christopher Rousby his Attorney saith, that whereas the said John was Receiver of the Goods M^rchandize & tobacco of him the said Thomas from the twenty seventh day of August in the yeare of our Lord One thousand six hundred seventy foure & by the first day of ffebruary in the yeare of our Lord One thousand six hundred seventy seven had received by the hands of him the said Tho: of the Goods & M^rchandize of him the said Thomas to the Value of One hundred forty foure pounds of sterling money a particular whereof is Here in Court produced, to the end that he the said John should trade & M^rchandize with the said Goods for the benifitt accompt & profit of him the said Thomas, & a reasonable accompt thereof to render when he should be thereunto required Nevertheles the aforesaid John although often thereunto required the same reasonable accompt to the said Thomas hath not as yet rendred, but the same to render hath denyed & still doth deny, whereupon he the said Thomas saith he is damnified & hath losse to the Value of fifty thousand p^ds of to^b & thereupon he brings his suite.

p. 552

And the said John Edmondson by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the said Thomas Legg also.

Now here att this day to witt the Eleventh day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Ano^o Doni 1678. came the said parties by their Attorneys aforesaid, & the said Jn^o Edmondson by his said Attorney saith, that he cannot deny the aforesaid action of the aforesaid plaintiffe neither but that he was the Receiver of the Goods M^rchandizes & tobacco of him the said Thomas by the tyme aforesaid in the forme in which the said plaintiffe hath above declared ag^t him, & further the said Defend^t saith that he is ready to accompt thereof Therefore itt is considered by the Court here that Auditors be appointed to audite & state the accompts between the said Thomas Legg & John Edmondson & doe hereby ord^r & appoint John Darnall & Richard Keene gentl to audite & state the same, & to make report Thereof att the next Provinciaall Court

Robert Edmonds ag ^t John Atkey	}	John Atkey late of Calvert County was Attached to answer unto Robert Edmonds of a plea that he render unto him his reasonable accompt of the tyme wherein he was receiuer of the Goods M ^r chan- dizes & tobacco of the said Robert
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Liber N N And whereupon the said Robert Edmonds by Charles Boteler his Attorney complaineth, that whereas the aforesaid John Atkey was Receiver of the Goods M^cchandize & tobacco of him the said Robert Edmonds from the first day of Novemb^r in the yeare of our Lord One thousand six hundred seventy & seven untill the first day of March then next following, & by the same tyme received of the Goods & M^cchandizes & tobaccoes of him the said Robert & att the hands of the said Robert to trade & M^cchandize with all for the proper accompt & benefitt of the said Robert Edmonds, that is to say two barrells of Rum containing ninety gallons, twelve cask of ffyall Wyne containing Eighteen gallons each cask, two barrells of Molossus containing thirty gallons each barrell, thirty pounds of Ginger, & one barrell containing three hundred & tenn p^{ds} of fine Muscadovoe suger, to render his reasonable accompt of the Sales & produce of the said Goods & Merchandizes when thereunto required Nevertheles the said Jⁿ Atkey though often thereunto required hath not rendred his reasonable accompt of the said Goods & M^cchandizes nor the Sales nor produce thereof unto the said Robert but an accompt of the same to giue hitherto hath denyed & as yet doth Deny, whereupon the said Robert saith he is damnified & hath losse to the Value of twelve thousand pounds of tobacco & thereupon he bring[s] his suite

p. 553

And the said John Atkey by George Parker his Attorney comes & defends the force & injury when &c & prayeth liberty to imparle herein untill next Court & itt is granted unto him, the same day is given to the plaintiff also.

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678. came the said Robert Edmonds by his said Attorney & offered himselfe ag^t the said John Atkey in the plea aforesaid, but the said John came not but made default. Therefore itt is considered by the Court here that Auditors be appointed to audite & state the accompts between the said Robert Edmonds & John Atkey And doe hereby order & appoint Samuell Boarne & Richard Ladd of Calvert County gentl to audite & state the same, & to make report thereof att the next Provinciaall Court.

Richard Covell	} Edward Gunnell late of Baltemore County was
ag ^t	
Edward Gunnell	} sumoned to Answer unto Richard Covell Mar-
	} ryner of a plea that he render unto him his rea-
	} sonable accompt of the tyme in which he was

Receiver of the tobacco of him the said Richard.

And whereupon the said Richard by Christopher Rousby his Attorney saith, that whereas the said Edward Gunnell was Receiver of the tobaccoes of him the said Richard, that is to say, by the hands of Christopher Rousby of Calvert County three thousand & eight pounds of tobacco, by the hands of Thomas Bowdle one thousand

three hundred twenty seven p^{ds} of tobacco, & by the hands of Humphrey Waters foure hundred & forty p^{ds} of tobacco, by W^m William-son six hundred sixty five pounds of tobacco, by M^{rs} Grace Parker there one thousand five hundred fifty three p^{ds} of tobacco, by Henry Mitchell & Thomas Bowdle there five thousand nine hundred & eight p^{ds} of tobacco, & by W^m Dorrington of Talbot County foure hundred thirty six pounds of tobacco, to render a reasonable accompt thereof to the said Richard when he should be thereunto required, Nevertheles the said Edward Gunnell although often required hath not yet rendred his reasonable accompt aforesaid to the said Richard, but the same to rend^r hitherto hath denyed & still doth deny, whereupon the said Richard saith he his damnified & hath losse to the Value of twenty thousand p^{ds} of tobacco & thereupon he brings his suite. Liber N N

And the said Edward Gunnell by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him the same day is given to part Richard Covell also

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678. came the said parties by their Attorneys aforesaid And the said Edward Gunnell by his said Attorney saith, that he allwayes was still is ready to accompt to the said Richard Covell of the tobaccos aforesaid Required, & prayeth to be admitted to make an accompt thereof Therefore itt is considered by the Court here that Auditors be appointed to audite & state the accompts between the said Richard Covell & Edward Gunnell And doe hereby order & appoint John Darnall & Richard Keene of Calvert County gentl^e to Audite & state the same, & to make report thereof att the next Provinciaall Court. p. 554

Henry Phippes	}	Henry Stocket late of Ann Arundell County was
ag ^t		Sumoned to Answer unto Henry Phippes Adm ^r of
Henry Stocket	}	the Goods & Chattels of Edward Maynard deceased
		of a plea that he render unto him his reasonable

accompt for the tyme he was Receiver of the tobaccos of him the said Henry

And whereupon the said Henry Phippes by Kenelm Cheseldyn his Attorney saith, that whereas the said Henry Stocket the day of in the yeare of our Lord 167 was high Sheriffe of Ann Arundell County, the said Henry haveing then as Adm^r of the said Edward Maynard obtained severall judgem^{ts} ag^t severall persons in the said Ann Arundell County did take out Execucons ag^t the bodyes of the said severall persons & delivered the same unto the said Henry then being high Sheriffe as aforesaid, with power to receive the said severall sumes of tobacco of the said severall persons so due upon Execucon to the use of the said Henry as aforesaid, & to render unto

Liber N N him the said Henry Phippes his reasonable accompt of the same when required And the said Henry Phippes saith, that the said Henry Stocket for the tyme he was Receiver as aforesaid hath received of Thomas Knighton two thousand three hundred & twelve p^ds of to^b, of Thomas Turner three thousand two hundred eighty five p^ds of to^b, of John Beaman two thousand seven hundred & seven p^ds of to^b, of Robert Proctor two thousand three hundred fifty eight p^ds of to^b, of Jn^o Beaman two thousand three hundred forty foure p^ds of to^b, & also two thousand p^ds of to^b which he the said Henry received of M^r Tho: Marsh All which said severall sumes in the whole amount to the sume of ffifteen thousand & six p^ds of to^b, Notwithstanding which the said Henry Stocket though often thereunto required his reasonable accompt as aforesaid thereof to the said Henry Phippes hath not rendred, but the same to him to render hitherto hath & still doth deny to render to the damage of the said Henry Phippes Eighteene thousand p^ds of to^b, & thereupon he bringeth his suite.

And the said Henry Stocket by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to im-
parle hereunto untill next Court & itt is granted unto him the same day is given to the plaintiffe also.

Now here att this day to witt the fifteenth day of June in the third
yeare of the Dominion of Charles Lord Baltemore &c Ano^q Doni
1678. came the said parties by their Attorneys aforesaid And the
said Henry Stocket by his said Attorney saith that he cannot deny
the aforesaid action of the aforesaid plaintiffe, neither but that he
was receiver of the tobaccoes of him the said plaintiffe as in the
Declaracon above is supposed neither but that he ought to accompt
for the same And further the said Defend^t saith that he allwayes was
& now is ready to accompt thereof Therefore itt is considered by the
Court here that Auditors be appointed to Audite & state the accompts
p. 555 Between the said Henry Phippes & Henry Stocket And doe hereby
order & appoint Walter Hall & John Addison of S^t Maryes County
gentl to audite & state the same, & to make report thereof att the
next Provincell Court.

John Hance	}	Memorandum that the ninth day of April in the third yeare of the Dominion of the right Hon ^{ble} Charles absolute Lord & Prop ^{ty} &c in the yeare of our Lord God One thousand six hundred seventy & eight came here John Hance by George Parker his Attorney & exhibitted to the Justices here in Court his certaine bill against Kenelm Cheseldyn one of the Attorneys of this Court here p ^r sent in Court in his proper person Exce ^r of the last Will & testam ^t of John Jones late of the Citty of S ^t Maryes deceased of a plea that he render unto him the full & just Summe of five hundred & thir-
ag ^t		
Ken: Cheseldyne		
Ex ^r Jn ^o Jones		

teen pounds of good sound well condiconed tobacco & cask which from him he unjustly detaineth Liber N N

And whereupon the said John Hance by George Parker his Attorney saith, That whereas the said John Jones the Eleventh day of July Anoꝝ Doni One thousand six hundred seventy seven by his certaine bill Obligatory Sealed with the Seale of him the said John Jones & here in Court produced whose date is the day & yeare first abovesaid, did acknowledge himselfe to owe & to be truely indebted unto John Hance of the County of Calvert in the Province of Maryland Innholder in the full & just sume of five hundred & thirteen pounds of good sound well condiconed tobacco & cask to be paid to the said John Hance or to his certaine Attorney his Exec^{rs} Admist^{rs} or Assignes upon all demands within halfe a Mile of some convenient landing place in Calvert County aforesaid To which payment well & truely to be made & done he the said John Jones did binde himselfe his heyres Ex^{rs} & Admist^{rs} firmly by these p^sents Notwithstanding which the said John Jones the said sume of five hundred & thirteen pounds of tobacco to him the said John Hance though often thereunto required hath not paid according to the said bill obligatory nor the said Kenelm Cheseldyn since the death of the said John Jones, but the same to pay hath refused & yet doth refuse, Whereupon the said John Hance saith he is damnified & hath losse to the Value of fifteen hundred pounds of tobacco thereupon he bringeth his suite.

And the said Kenelm Cheseldyn in his proper person cometh and defendeth the force & injury when &c and prayeth liberty to impleare hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffe also

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoꝝ Dni 1678. came the said John Hance by his Attorney aforesaid & offered himselfe ag^t the said Kenelm Cheseldyn in the plea aforesaid, but the said Kenelm came not but made default Therefore itt is considered by the Court here, that the said John Hance recover ag^t the Estate of the said John Jones as well the sume of five hundred & thirteen pounds of tobacco debt As also ~ ~ ~ ~ pounds of tobacco costs of suite

Geo: Parker ag ^t	}	Memorandum that the ninth day of April in	p. 556
Ken: Cheseldyn Ex ^r		the third yeare of the Dominion of the right	
John Jones		Hon ^{ble} Charles absolute Lord & Prop ^{ry} &c in the yeare of our Lord God One thousand six hundred seventy & eight, came here in Court	

George Parker one of the Attorneys of this Court according to this liberties & priviledges of Attorneys &c and exhibitted to the Justices here in Court his certaine bill against Kenelm Cheseldyn one of the

Liber N N Attorneys of this Court here in Court in his proper person Ex^r of the last will & testament of John Jones late of the City of S^t Maryes deceased of a plea that he render unto him foure hundred forty two pounds of M^rchantable tobacco which from him he unjustly detaineth

And whereupon the said George Parker in his proper person saith, that whereas the said John Jones the Eleventh day of July One thousand six hundred seventy seven by his certaine writinge or bill Sealed with the Seale of him the said John Jones & here in Court produced whose date is the day & yeare first above written, did oblige himselfe his heyres Ex^{rs} & Adm^{rs} to pay or cause to be paid unto George Parker of Calvert County gentl his heyres Ex^{rs} Adm^{rs} or assignes upon demand foure hundred forty & two pounds of sound M^rchantable tobacco Notwithstanding which the said John Jones the said sume of foure hundred forty two pounds of tobacco to him the said George Parker although often demanded hath not paid according to the said bill or writinge nor the said Kenelm Cheseldyn since the death of the said John Jones, but the same to pay hath refused & yett doth refuse Whereupon the said George saith he is damnified & hath losse to the Value of twelve hundred pounds of tobacco & thereupon he bringeth his suite

And the said Kenelm Cheseldyn in his proper person comes & defends the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him the same day is given to the plaintiffe also

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{uo} Doni 1678. came the said George Parker in his proper person & offered himselfe ag^t the said Kenelm Cheseldyn in the plea aforesaid, but the said Kenelm came not but made default Therefore itt is considered by the Court here that the said George Parker recover ag^t the Estate of the said John Jones as well the sume of foure hundred forty two pounds of tobacco debt As also ~ ~ ~ ~ ~ pounds of tobacco costs of suite

Stocket & Stavely	}	George Gunnell & Jane his wife Adm ^x of all &
Adm ^{rs} Styles		singuler the Goods Chattells rights & creditts
ag ^t		which were of Tho: Overton late of Baltemore
Geo: Gunnell & ux		County planter deceased was Attached to Answer
Ad ^x Overton	}	unto Henry Stocket & James Stavely Adm ^{rs} of all
		& singuler the Goods Chattells rights & creditts

p. 557 which were of Nathaniel Styles gentl deceased of a plea of trespass upon the case

And whereupon the said Henry Stocket & James Stavely by Robert Ridgely their Attorney complaine, that whereas the said Thomas Overton in the life tyme of the said Thomas, to witt between the fourteenth day of Septemb^r in the yeare of our Lord One thousand

six hundred seventy foure & the nineteenth day of June One thousand six hundred seventy five bought had & received of the said Nathaniel in his life tyme divers Goods & M^cchandizes amounting to in the whole the sume of tenn thousand seven hundred thirty & seven pounds of tobacco a particuler whereof is by the said Henry & James here in Court produced In consideracon whereof the said Thomas Overton in his life tyme did assume upon himselfe & to the said Nathaniel Styles in his life tyme did faithfully promise, that he the said Thomas him the said Nathaniel the said sume of tenn thousand seven hundred thirty seven pounds of tobacco when thereunto required would well & truely content & pay And although the said Thomas him the said Nathaniel in his life tyme six thousand Eight hundred fifty foure pounds of tobacco part of the said Tenn thousand seven hundred thirty seven pounds of tobacco did pay & satisfie Yet as to three thousand Eight hundred Eighty & three pounds of tobacco residue of the said tenn thousand seven hundred thirty seven pounds of tob^b the said Thomas in his life tyme nor the said Jane whilst she was sole to whom Admcon of all & singuler the Goods Chattells & Creditts of the said Thomas in his life tyme since his death hath been comitted, nor the said George & Jane since the Espousalls between them celebrated have not paid or satisfied to the said Nathaniel in his life tyme nor to the said Henry & James since his death to whom Adm^{con} of all & singuler the Goods Chattells & Creditts which were of the said Nathaniel in his life tyme since his death hath been comitted although often thereunto required, but the same to pay or satisfie have denyed & as yet doe deny in retardacon of the Adm^{cō} of the said Nathaniel & to the damage of the said Henry & James five thousand pounds of tob^b & thereupon they bring their suite.

And the said James & Henry bring into Court here the Letters of Admcon to them granted of the Estate of the said Nath^l Styles, that itt may appeare to the Court here that thereof they have the Admcon. And the said George & Jane by Kenelm Cheseldyn his Attorney comes & defend the force & injury when &c and pray liberty to imparle hereunto untill next Court & itt is granted unto them, the same day is given to the plaintiffes also.

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Ano^q Doni 1678. came the said parties by their Attorneys aforesaid And the said Defend^{ts} by their said Attorney say, that the said Thomas Overton in his life did not assume upon himselfe & make such promise as the plaintiffes above have declared, & of this they putt themselves upon the Countrey & the plaintiffes also Therefore comand is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because as well &c And the Jurors impannelled being called likewise came to witt W^m Dorrington, W^m Wells, Edward Williams, Philip Lynes,

Liber N N Tho: Hinton, Cornelius Johnson, John Cobreath, Abraham Clarke, W^m Kent, James Veitch, W^m Hitchcock & John Sunderland who being Elected tryed & sworne to say the truth in the p^rmisses upon their Oaths doe say, we finde for the plaintiffes three thousand Eight hundred eighty three pounds of tobacco with costs of suite. Therefore itt is considered by the Court here, that the said Henry Stocket & James Stavely Ad^{rs} as aforesaid recover ag^t the Estate of the said Thomas Overton as well the sume of three thousand Eight hundred Eighty three pounds of tobacco damages occasioned by the trespas aforesaid As also foureteen hundred Eighty foure p^{ds} of tobacco costs of suite

Henry Stocket & Ja:	{	Ralph Hutchinson late of Cecil County gentl
Stavely Ad ^{rs} Salmon		was Sumoned to Answer unto James Stavely
ag ^t		& Henry Stocket Adm ^{rs} of all & singuler the
Ralph Hutchinson	}	Goods Chattells & Creditts of Tho: Salmon
		deceased of a plea that he render unto them

the full sume of three thousand two hundred Eighty & five pounds of tobacco which from them he unjustly detaineth

And whereupon the said James & Henry by Robert Ridgely their Attorney say, that whereas the said Ralph the fourth day of May One thousand six hundred seventy seven by his certaine bill obligatory Sealed with the Seale of him the said Ralph & here in Court produced whose date is the day & yeare aforesaid did binde himselfe his heyres Ex^{rs} & Adm^{rs} to pay or cause to be paid unto Thomas Salmon his heyres Ex^{rs} Adm^{rs} or assignes the just & full sume of three thousand two hundred Eighty five pounds of tobacco & cask qualified according to Act of Assembly & payable upon all demands after the tenth day of Octob^r next ensuing the date of the same bill Obligatory Notwithstanding which the said Ralph the said sume of three thousand two hundred Eighty five pounds of tobacco to him the said Thomas Salmon in his life tyme nor to the said James & Henry since his death to whom Adm^{con} of all & singuler the Goods Chattells rights & creditts which were of the said Thomas since his death hath been comitted, according to the tenor of the said Bill Obligatory although often thereunto required hath not paid, but the same to pay hath denyed & as yet doth deny to the damage of the said James & Henry foure thousand pounds of tobacco & thereupon they bring their suite. And the aforesaid James & Henry bring into Court here the Letters of Admcon to them granted of the Estate of the said Thomas Salmon, by which itt may appeare to the Court here that they thereof have the Admcon.

And the said Ralph by Nehemiah Blakiston his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to im-
parle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffes also.

Now here att this day to witt the fifteenth day of June in the third
 yeare of the Dominion of Charles Lord Baltemore &c Annoꝝ Doni
 1678. came the said James & Henry by their Attorney aforesaid &
 offered themselves ag^t the said Ralph in the plea aforesaid, but the
 said Ralph came not but made default Therefore itt is considered
 by the Court here that the said James & Henry Adm^{rs} as aforesaid
 recover ag^t the said Ralph Hutchinson as well the sume of three
 thousand two hundred eighty & five pounds of tobacco debt As also
 five hundred thirty six pounds of tobacco costs of suite

W^m Kent } Morgan Jones late of Dorchester County Clarke
 ag^t } otherwise called Morgan Jones of the Province of
 Morgan Jones } Maryland Tanner was Sumoned to Answer unto
 W^m Kent of a plea that he render unto him the full
 sume of five thousand foure hundred forty & eight pounds of good
 sound well condiconed M^rchantable tobacco in cask which he oweth
 & unjustly detaineth

And whereupon the said W^m Kent by George Parker his Attorney
 saith, that whereas the said Morgan Jones the fifteenth day of Janu-
 ary Annoꝝ Doni One thousand six hundred seventy six by his cer-
 taine band or writeing obligatory Sealed with the Seale of the said
 Morgan Jones & here in Court produced whose date is the day &
 yeare first abovesaid, was holden & firmly bound to W^m Kent of
 the Clifts aforesaid planter in the full sume of five thousand foure
 hundred forty & eight pounds of good sound well condiconed
 M^rchantable tobacco in cask to be paid to the said W^m Kent or to
 his certaine Attorney his Ex^{ts} Adm^{rs} or assignes To which paym^t
 well & truely to be made & done he the said Morgan Jones did binde
 himselfe his heyres Ex^{ts} & Admrs firmly by those p^rsents Notwith-
 standing which the said Morgan Jones the said sume of five thou-
 sand foure Hundred forty & eight p^rds of tobacco according to the
 tenor of the said bond or writeing obligatory although often de-
 manded hath not paid, but the same to pay doth altogether deny &
 refuse, Whereupon the said W^m Kent saith he is damnified & hath
 losse to the Value of tenn thousand pounds of tobacco & thereupon he
 bringeth his suite

And the said Morgan Jones by Robert Ridgely his Attorney comes
 & defends the force & injury when &c and prayeth the heareing of
 the said bond or writeing obligatory & itt is read unto him, he also
 prayeth the heareing of the Condicon of the said bond or writeing
 obligatory & itt is read unto him in these words The Condicoⁿ of this
 p^rsent written obligation is such That if the above bounden Morgan
 Jones his heyres Ex^{ts} Ad^{rs} & assignes or any one of them shall & doe
 well & truely pay or cause to be paid unto the above named W^m Kent
 or to his certaine Attorney his Ex^{ts} Adm^{rs} or assignes the full & just
 sume or quantity of two thousand seven hundred twenty & foure

Liber N N pounds of good sound well condiconed M^rchantable tobacco & cask in some convenient place upon the Clifts aforesaid att or before the fifteenth day of May next ensuing the date hereof Or if the said Morgan Jones his heyres Ex^{rs} Adm^{rs} or assignes shall or doe att or before the said fifteenth day of May next ensuing the date hereof giue such sufficient security for the paym^t of the said sume of two thousand seven hundred forty & eight Pounds of tobacco with cask upon the tenth day of Octob^r then next following And if the said Morgan Jones his Ex^{rs} Adm^{rs} or assignes shall happen to make default in paym^t of the said sume of two thousand seven hundred forty & eight pounds of tobacco or give security for the paym^t of the same as aforesaid That then and immediatly after such default made the said Morgan Jones shall become Servant to the said W^m Kent his heyres Ex^{rs} Adm^{rs} & assignes for the terme of two whole yeares without fraud or further delay That then this p^rsent Obligacon shall be void & of none effect, otherwise to stand & remaine in full force strength & vertue. Which being read & heard, the said Morgan Jones by the said Attorney prayed liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffe also

p. 560

Now here att this day to witt the thirteenth day of June in the third yeare of the Dominion of Charles Lord Baltimore &c Annoq^{ue} Doni 1678. came the said parties by their Attorneys aforesaid And the said Morgan Jones by his said Attorney saith that the aforesaid W^m Kent ought not to have his accoⁿ aforesaid ag^t him because he saith, that he the said Morgan att the tyme of the makeing the writeing aforesaid was imprisoned by the said William that is to say att the Clifts in Calvert County aforesaid & there in prison detained till the said Morgan by force & dures of his imprisonm^t the aforesaid writeing obligatory to the aforesaid W^m Kent then & there made, & this he is ready to averr whereupon he demands judgem^t whether the said William his action aforesaid ag^t him ought to have.

And the said W^m Kent saith, that he by anything before alledged ought not to be barred from haveing his action aforesaid, because he saith, that the aforesaid Morgan Jones att the tyme of the makeing of the writeing obligatory aforesaid was att his owne disposall, att large, & the same writeing obligatory of his own meer spantaneous will to the said W^m Kent did make, & not by force as the abovesaid Morgan hath above alleadged, & of this he prayes that it may be enquired into by the Countrey, & the said plaintiffe Defend^t likewise Therefore comand is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because as well &c And the Jurors impannelled being called likewise came to witt Thomas Stagg, W^m Hemsley, Benjamin Hunt, John Whittington, Edward Cooke, Edmond Dennis, Jn^o Tennison Tho: Pattison, Richard Keen, Robert Ellys, Edward Turner & Tho:

Smith who being Elected tryed & sworne to say the truth in the p^rmisses upon their Oaths doe say Wee finde for the Defendant, Therefore itt is considered by the Court here that the said Morgan Jones recover ag^t the said W^m Kent the sume of pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the said W^m Kent in mercy for his false claime.

M^r Robert Ridgely

Pray acknowledge satisfaction for me upon the judgem^t I obtained This June Court upon the Nonsuite between W^m Kent plaintiffe & me Morgan Jones Defend^t for so doeing this shall be yo^r Warrant Wittnes my hand June 17th 1678. p. 561

Morgan Jones

Wittnes John Wynn Tho: Jones Jn^o Blomfeild

James Stavely } John Brooke late of Dorchester County Chirurgion
ag^t } otherwise called John Brooke in the Province of
John Brooke } Maryland was Sumoned to Answer unto James
Stavely of a plea that he render unto him the full
sume & just quantity of thirteen thousand three hundred forty &
four pounds of good sound & every way well condiconed M^rchant-
able tobacco in cask which he oweth him & unjustly detaineth

And whereupon the said James Stavely by George Parker his Attorney saith, that whereas the said John Brooke the one & twentieth day of April in the yeare of our Lord God One thousand six hundred seventy & seven by his certaine bond or writeing obligatory sealed with the seale of the said John Brooke & here in Court produced whose date is the day & yeare first abovesaid, was holden & firmly bound to James Stavely of Cecil County M^rchant in the full sume & just quantity of thirteen thousand three hundred forty & four pounds of good sound & every way well condiconed M^rchant-able tobacco in cask to be paid to the said James Stavely or to his certaine Attorney his Ex^{rs} Adm^{rs} & assignes To which paym^t well & truely to be made & done he the said John Brooke did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents Notwithstanding which the said John Brooke the said sume of Thirteen thousand three hundred forty & four pounds of tobacco in cask according to the tenour of the said bond or writeing Obligatory although often demanded hath not paid, but the same to pay hath refused & still doth refuse, Whereupon the said James Stavely saith he is damnified & hath losse to the Value of twenty thousand pounds of tobacco & thereupon he bringeth his suite

And the said John Brooke bie[?] Charles Boteler his Attorney comes & defends the force & injury when &c & prayeth hearing of the said bond or writeing obligatory & itt is read unto him, he also prayeth the hearing of the Condicon of the said bond or writeing obligatory & itt is read unto him in these words The Condicon of this p^rsent

Liber N N above written obligation is such, that if the above bounden John Quigley Peter Sayer & John Brooke they or any of them their or any of their heyres Ex^{ts} Adm^{rs} or assignes or any of them shall & doe well & truely pay or cause to be well & truely paid unto the above named James Stavely or to his certaine Attorney his Ex^{ts} Ad^{rs} or assignes the full sune & just quantity of six thousand nine hundred twenty two pounds of good sound & every way well condiconed M^rchantable tobacco in caske upon the twentieth day of Octob^r next ensuing the day of the date hereof in some convenient place in Talbot County aforesaid within one Mile of some convenient landing place without any fraud or further delay That then this p^rsent above written obligacon shall be void & of none effect Otherwise to stand & remaine in full power force & vertue Which being read & heard the said John Brooke by his Attorney aforesaid, & prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffe also

p. 562

Now here att this day to witt the fifteenth day of June in the third year of the Dominion of Charles Lord Baltemore &c Annoq^{uo} Doni 1678. came the said James Stavely by his Attorney aforesaid & offered himselfe ag^t the said John Brooke in the plea aforesaid, but the said John came not but made default therefore itt is considered by the Court here, that the said James Stavely recover ag^t the said John Brooke the Sume of thirteen thousand three hundred forty & foure pounds of tobacco debt And also five hundred & Sixty pounds of tobacco costs of suite

James Stavely	}	Memorandum that the twelfth day of february in the third year of the Dominion of the right Hon ^{ble} Charles absolute Lord & Prop ^{ty} &c in the year of our Lord God 1677 came here in Court James Stavely by George Parker his Attorney & exhibitted to the Justices here in Court his certaine bill ag ^t Peter Sayer gent ^l one of the Attorneys of this Court p ^r sent here in Court in his proper person of a plea that he render unto him the sume of Thirteen thousand three hundred forty & foure pounds of good sound & every way well condicoñed M ^r chantable tobacco in cask which he oweth him & unjustly detaineth
ag ^t Peter Sayer		

And whereupon the said James Stavely by George Parker his Attorney, saith, that whereas the said Peter Sayer the one & twentieth day of April in the yeare of our Lord God one thousand six hundred seventy & seven by his certaine bond or writeing obligatory Sealed with the Seale of him the said Peter Sayer & here in Court produced whose date is the day & yeare abovesaid, was holden & firmly bound to James Stavely of Cecil County M^rchant in the full sume & just quantity of thirteen thousand three hundred forty & foure pounds of good sound & every way well condiconed M^rchant-

able tobacco & cask to be paid to the said James Stavely or to his certaine Attorney his Ex^{rs} Ad^{rs} or assignes To which paym^t well & truly to be made & done he the said Peter Sayer did binde himselfe his heyres Ex^{rs} & Ad^{rs} firmly by those p^rsents Notwithstanding which the said Peter Sayer the said sume of thirteen thousand three hundred forty & foure pounds of tobacco in cask according to the tenour of the said bill or writeing obligatory although often demanded hath not paid, but the same to pay hath refused & still doth refuse, whereupon the said James Stavely saith he is damnified & hath losse to the Value of twenty thousand pounds of tobacco and thereupon he bringeth his suite

And the said Peter Sayer by Robert Ridgely his Attorney doth come & defend the force & injury when &c and prayeth the hearing of the bond or writeing obligatory aforesaid He also prayeth the hearing of the Condicon of the said bond or writeing obligatory & itt is read unto him in these words The Condicon of this p^rsent above written Obligacon is such That if the above bounden John Quigley Peter Sayer & John Brooke they or any of them their or any of their heyres Ex^{rs} Adm^{rs} or assignes or any of them shall & doe well & truly pay or cause to be well & truly paid unto the above named James Stavely or to his certaine Attorney his Ex^{rs} Adm^{rs} or assignes the full just & just quantity of six thousand nine hundred twenty two pounds of good sound & every way well conditioned M^cchantable tobacco in cask upon the twentieth day of Octob^r next ensueing the day of the date hereof in some convenient place in Calvert County aforesaid within one mile of some convenient landing place without any fraud or further delay That then this p^rsent above written obligacon shall be void & of none effect, otherwise to stand & remaine in full power force & vertue Which being read & heard the said Peter Sayer by his Attorney aforesaid prayed liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the ffifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Ano^o Doni 1678. came the said James Stavely by his Attorney aforesaid & offered himselfe ag^t the said Peter Sayer in the plea aforesaid, but the said Peter came not but made default Therefore itt is considered by the Court here, that the said James Stavely recover ag^t the said Peter Sayer as well the sume of thirteen thousand three hundred forty & foure pounds of tobacco debt As also five hundred thirty two pounds of tobacco costs of suite

Garret VSweringen	} Garret VanSweringen of the Citty of S ^t Maryes gent ^l complaineth ag ^t John Blomfeild one of the Attorneys of this Court here p ^r sent in Court of a plea of trespas upon the case
ag ^t	
Jn ^o Blomfeild	

Liber N N

n. 563

Liber N N And whereupon the said Garret by Robert Carville his Attorney saith, that whereas the said John Blomfeild upon the third day of August in the yeare of our Lord one thousand six hundred seventy seven was justly indebted unto the said Garret in the sume of foure thousand six hundred fifty eight pounds of tobacco for divers Goods Wares & M^rchandizes to him the said John by him the said Garret att divers dayes & tymes from the third day of Decemb^r in the yeare of our Lord one thousand six hundred seventy three till the third day of August aforesaid sould & delivered, a particular whereof is hereunto annexed He the said John being so indebted did in consideracon thereof assume upon himselfe & to the said Garret faithfully promise, that he the said John the said sume of four thousand six hundred fifty eight pounds of tobacco to him the said Garret when he should lawfully thereunto required would well & truely content & satisfie Yet notwithstanding the said John his promise & assumpon aforesaid little regarding, but deviseing & fraudulently intending him the said Garret in that behalfe craftily & subtilly to defraud & deceive, the said sume of foure thousand six hundred fifty eight pounds of tobacco to him the said Garret though often thereunto requested hath not paid or satisfied, but the same to pay & satisfie hath hitherto denyed & refused & still doth deny & refuse to pay the same to the damage of the said Garret Eight thousand p^ds of tobacco & thereupon he bringeth his suite.

p. 564 And the said John Blomfeild in his proper person comes & defends the force & injury when &c and prayeth libertie to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Anno^q Doni 1678. came the said John Blomfeild in his proper person & saith, that the said Garret his action aforesaid ought not to have, for that he saith, that whereas by an Act of Assembly begun & held att the City of S^t Maryes the thirteenth day of April in the yeare of our Lord One thousand six hundred sixty nine & by severall subsequent Arts revived & continued & now standing in force Entituled an Act for lymitacon of certaine actions for avoiding suites att Law, itt is amongst other things Enacted, that all actions of trespas, quare clausum fregit, all actions of trespas detinue, sur trover & replevin for takeing away Goods & Chattells, all actions of accompt contract debt book & upon the case (other then such accompts as concerne the trade of M^rchandize between M^rchant & M^rchant their ffactors & Servants which are not resident wthin this Province) all actions of debt for lending or contract without specialty, all actions of debt for arrearages of rent, & all actions of assault menace battery wounding & false imprisonm^t or any of them which shall be sued or brought by any person or persons within this Province att any time after the

end of that p^rsent Gen^l Assembly shall be comenced & sued within the tyme & lymitacon thereafter expressed & not after, that is to say, the said actions of the case (other then for slander) & the said actions for accompt, & the said actions for trespas debt detinue & replevin for Goods & Chattells, & the said actions of trespas quare clausum fregit within two years next after that p^rsent Sessions of Assembly, or within two yeares after the cause of such action & not after As by the said Act relation being thereunto had may more att large appeare. And itt appearing by the said Garretts own shewing in & by his said accompt that foure thousand two hundred thirty eight pounds of tobacco part of the said sume of foure thousand six hundred fifty eight pounds of tobacco in the Declaracon menconed is above two yeares standing since the cause of Action The said John therefore as to the said sume of foure thousand two hundred thirty eight pounds of tobacco pleadeth the said Act of Assembly in barr, & as to foure hundred & twenty pounds of tobacco the remainder of the said accompt, the said John saith he allwayes was & still is ready to pay, & thereupon demands judgem^t if the said Garret his action aforesaid ought to have And the plaintiffe also Whereupon itt is considered by the Court here, the Declaracon & plea aforesaid being read & by the Justices here fully understood, that the said Garret recover ag^t the said John Blomfeild the sume of foure hundred & twenty pounds of tobacco damages occasioned by the trespas aforesaid And also pounds of tobacco costs of suite

Garre VSweringen ag ^t	} James Mills late of Baltemore County planter Ex ^r of the last Will & Testament of Samuell Boston deceased was Sumoned to Answer unto Garret VanSweringen of a plea that he render unto him the full sume & just quantity of Eleven thousand pounds of good sound M ^r chantable tobacco & cask which from him he unjustly detaines	p. 565
James Mills Ex ^r Sam ^l Boston		

And whereupon the said Garret VanSweringen by George Parker his Attorney saith, that whereas the said Samuell Boston the seventh day of April Annoq^{ue} Doni One thousand six hundred seventy six by his certaine bond or writing obligatory sealed with the Seale of the said Samuell Boston & here in Court produced whose date is the day & yeare first abovesaid, was holden & firmly bound to Garret VanSweringen of the Citty of S^t Maryes in the Province of Maryland in the full sume & just quantity of Eleven thousand pounds of good sound & every way well condiconed M^rchantable tobacco & cask to be paid to the said Garret VanSweringen or to his certaine Attorney his Ex^{rs} Adm^{rs} or assignes To which paym^t well & truely to be made & done he the said Samuell Boston did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents Yet notwithstanding the said Samuell Boston in his life tyme nor the said James Mills since his death to

Liber N N whom Letters testamentary was comitted of the Goods & Chattels of the said Samuell Boston though often demanded the said Sume of Eleven thousand pounds of tobacco hath not paid or satisfied according to the tenor of the said bond or writeing obligatory, but the same to him the said Garret doth still deny & refuse Whereupon the said Garret saith he hath losse & is damnified to the Value of sixteen thousand pounds of tobacco and thereupon he bringeth his suite

And the said James Mills by Kenelm Cheseldyn his Attorney comes & defends the force & injury when &c and prayeth the hearing of the said bond or writeing obligatory & itt is read unto him, he also prayeth the heareing of the Condicon of the said bond or writeing obligatory & itt is read unto him in these words The Condicon of this p^rsent above written obligacon is such, That if the above bounden Tho: Hedge & Samuell Boston they or either of them their or either of their heyres Ex^{rs} Adm^{rs} or assignes shall & doe well & truely pay or cause to be well & truely paid unto James Stavely of the County of Baltimore aforesaid M^cchant or to his certaine Attorney his heyres Ex^{rs} Adm^{rs} or assignes or to the order or assignes of the said Garret VanSweringen the full & just sume & just quantity of five thousand & five hundred pounds of good sound & every way well condiconed M^cchantable tobacco & cask upon the tenth day of Octob^r now next ensuing the date hereof in some convenient place in Baltimore County aforesaid within one Mile of the waterside without any fraud or further delay That then this p^rsent abovementioned obli-gacon shall be void & of none effect, otherwise to stand & remaine in full power force strength & vertue Which being read & heard the said James Mills by his Attorney aforesaid prayed liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to both parties

p. 566 Now here att this day to witt the seventeenth day of June in the third year of the Dominion of Charles Lord Baltimore &c Annoq^{ue} Doni 1678. came the said Garret by his Attorney aforesaid & offered himselfe ag^t the said James Mills in the plea aforesaid but the said James came not but made default Therefore itt is considered by the Court here that the said Garret VanSweringen recover ag^t the Estate of the said Samuell Boston as well the sume of Eleven thousand pounds of tobacco debt As also five hundred sixty eight pounds of to^b costs of suite

Garret VanSweringen	} Thomas Hedge late of Baltimore County
ag ^t	
Thomas Hedge	} gentl otherwise called Thomas Hedge of the
	} Province of Maryland in Baltimore County
	} was Sumoned to Answer unto Garret Van-

Sweringen of a plea that he render unto him the full sume & just quantity of Eleven thousand pounds of good sound M^cchantable tobacco & cask which he oweth him & unjustly detaineth

And whereupon the said Garret VanSweringen by George Parker his Attorney saith, that whereas the said Thomas Hedge the seventh day of April Annoꝝ Doni One thousand six hundred seventy & six by his certaine bond or writeing obligatory sealed with the Seale of the said Thomas Hedge & here in Court produced whose date is the day & yeare first abovesaid, was holden & firmly bound to Garret VanSweringen of the City of S^t Maryes in the Province of Maryland Innholder in the full sume & just quantity of Eleven thousand pounds of good sound & every way well condiconed M^cchantable tobacco & cask to be paid to the said Garret VanSweringen or to his certaine Attorney his Ex^{rs} Adm^{rs} or assignes To which paym^t well & truely to be made & done he the said Tho: Hedge did binde himsele his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents Notwithstanding which the said Thomas Hedge the said sume of Eleven thousand pounds of tobacco according to the tenor of the said bond or writeing obligatory although often demanded hath not paid, but the same to pay hath refused & still doth refuse, whereupon the said Garret saith he is damnified & hath losse to the Value of sixteen thousand pounds of tobacco & thereupon he bringeth his suite

And the said Thomas Hedge by Kenelm Cheseldyn his Attorney comes & defends the force & injury when &c & prayeth the hearing of the said bond or writeing obligatory & itt is read unto him he also prayeth the hearing of the Condicon of the said bond or writeing obligatory & itt is read unto him in these words The Condicon of this p^rsent above written obligation is such, that if they the above bounden Thomas Hedge & Samuell Boston they or either of them their or either of their heyres Ex^{rs} Adm^{rs} or assignes shall & doe well & truely pay or cause to be well & truely paid unto James Stavely of the County of Baltemore aforesaid M^cchant or to his certaine Attorney his heyres Ex^{rs} Adm^{rs} or assignes, or to the order or assignes of the said Garret VanSweringen the full & just Summe & just quantity of five thousand & five hundred pounds of good sound & every way well condiconed M^cchantable tobacco & cask upon the tenth day of Octob^r now next ensuing the date Hereof in some convenient place in Baltemore County aforesaid within one Mile of the water side without any fraud or further delay that then this p^rsent above written obligacon shall be void & of none effect, otherwise to stand & remaine in full power force strength & vertue Which being read & heard the said Thomas Hedge by his Attorney aforesaid prayed liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoꝝ Doni 1678 came the said Garret VanSweringen by his Attorney aforesaid & offered himselfe ag^t the said Thomas Hedge in the plea aforesaid, but the said Thomas came not but made default Therefore

Liber N N it is considered by the Court here that the said Garret VanSweringen recover ag^t the said Thomas Hedge as well the sume of Eleven thousand pounds of tobacco debt As also five hundred fifty two pounds of tobacco costs of suite

Garret VanSweringen	} Thomas Pattison late of Dorchester County
ag ^t	
Tho: Pattison	} was Attached to Answer unto Garret VanSweringen of a plea of trespass of the case

And whereupon the said Garret by Robert Carville his Attorney saith, that whereas the said Thomas upon the two & twentieth day of June in the yeare of our Lord One thousand six hundred seventy seven stood justly indebted to the said Garret for severall Goods & M^chandises & other necessary accomodacions to him the said Thomas before that tyme & att severall dayes & tymes from the tenth day of Novemb^r in the yeare of our Lord One thousand six hundred seventy six till the said two & twentieth day of June aforesaid by him the said Garret sould & delivered, a particuler whereof is hereunto annexed amounting in the whole to the sume of two thousand three hundred Eighty & eight pounds of tobacco, he the said Thomas in consideracon thereof did assume upon himselfe & to the said Garret did faithfully promise that he the said Thomas the said sume of two thousand three hundred eighty eight p^{ds} of tobacco to him the said Garret when he should be thereunto requested well & truely would satisfie & pay And the said Garret saith, that the said Thomas did pay unto the said Garret six hundred & twenty pounds of tobacco in part of the said sume of two thousand three hundred eighty eight pounds of tob^o so that there remaines due to ballance of the said accompt only the sume of Seventeen hundred sixty eight pounds of tobacco Yet notwithstanding the said Thomas his promise & assumpon little regarding, but deviseing & fraudulently intending him the said Garret in this behalfe craftily & subtilly to defraud & deceive the said sume of Seventeen hundred sixty eight pounds of tobacco to him the said Garret hath not paid or satisfied though often thereunto requested, but the same to pay hath hitherto & still doth deny & refuse to the damage of the said Garret two thousand four hundred p^{ds} of tobacco & thereupon he bringeth his suite

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{uo} Doni 1678 came the said Tho: Pattison in his proper person & defendeth the force & injury when &c and saith that as to twelve hundred pounds of tobacco part of the accompt in the above declaracon menconed (the remainder thereof being already paid) he is content that judgem^t passe ag^t him for the same Therefore itt is considered by the Court here, that the said Garret VanSweringen recover ag^t the said Thomas Pattison as well the sume of twelve hundred pounds

of tobacco damages occasioned by the trespas aforesaid As also five hundred & sixty pounds of tobacco costs of suite, so that Execucon thereof cease till the tenth day of Novemb^r next Liber N N

John Halls	}	This action is continued untill next Court
ag ^t		
John Stanesby		

Henry Stocket	}	These foure actions are agreed
ag ^t		
Jn ^o Beaman		
Tho: Taillor		
ag ^t		
Tho: Pattison		
Tho: Taillor		
ag ^t		
Henry Harris		
Rob ^t Carville		
ag ^t	}	
W ^m Russell		

Henry Stocket & James	}	Solomon Thomas late of Calvert County planter otherwise called Solomon Thomas of the Province of Maryland was Sumoned to Answer unto Henry Stocket & James Stavelly Adm ^{rs} of the Goods & Chattells of Nathaniel Styles late of Cecil County aforesaid deceased in the full sume of two thousand two hundred twenty & foure pounds of good sound & every way well condiconed M ^c chantable tobacco in cask to be paid to the said Henry Stocket & James Stavelly or either of them or certaine Attorney Ex ^{rs} Adm ^{rs} or assigns upon the tenth day of Octob ^r next ensuing the date thereof in some convenient place in S ^t Leonards Creek, To which payment well & truely to be made & done he the said Solomon did binde him-
Stavelly Ad ^{rs} Styles		
ag ^t		
Solomon Thomas		

tells of Nathaniel Styles of a plea that he render unto them the fall sume of two thousand two hundred twenty & foure p^ds of good sound & every way well condiconed M^cchantable tobacco in cask which he oweth them & unjustly detaines

And whereupon the said Henry Stocket & James Stavelly by George Parker their Attorney say, that whereas the said Solomon the sixteenth day of ffebruary Annoq³ Doni One thousand six hundred seventy & six by his certaine bill or writeing obligatory Sealed wth the Seale of the said Solomon & here in Court produced whose date is the day & yeare first abovesaid, did acknowledge himselfe to owe & to be truely indebted unto Henry Stocket of the County of Ann Arundell gent^l & to James Stavelly of Cecil County M^cchant Ad^{rs} of the Goods & Chattells of Nathaniel Styles late of Cecil County aforesaid deceased in the full sume of two thousand two hundred twenty & foure pounds of good sound & every way well condiconed M^cchantable tobacco & cask to be paid to the said Henry Stocket & James Stavelly or either of them or certaine Attorney Ex^{rs} Adm^{rs} or assigns upon the tenth day of Octob^r next ensuing the date thereof in some convenient place in S^t Leonards Creek, To which payment well & truely to be made & done he the said Solomon did binde him-

Liber N N selfe his heyres Ex^{rs} Adm^{rs} firmly by those p^rsents Notwithstanding which the said Solomon the said sume of two thousand two hundred twenty & foure pounds of tobacco to the said Henry Stocket & Ja: Stavely or either of them hath not paid although often thereunto required, but the same to pay doth altogether deny & refuse, whereupon the said Henry Stocket & James Stavely say that they are damnified & have losse to the Value of foure thousand pounds of
 p. 569 tobacco, & thereupon they bring their suite

And the said Solomon Thomas by Robert Carville his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintifves also.

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678. came the said parties by their Attorneys aforesaid And the said Solomon by his said Attorney saith, that the said plaintifves their accon aforesaid ag^t him ought not to have, because he saith that he the said Solomon Thomas att the tyme of his entring into the said bill for the paym^t of the said Sume of two thousand two hundred twenty foure pounds of tobacco to the said Styles was within the age of One & twenty yeares, & this he is ready to verifie, & demands judgem^t if the said Henry & James their accon aforesaid ag^t him ought to have. And the said Henry & James refused to make any further prosecution in this suite Whereupon a Non suite was awarded ag^t them And the said plaintifves in mercy for their false claime

W ^m Knott	}	Edward Bleeke late of Baltemore County M ^r chant
ag ^t		Adm ^r of the Goods & Chattells of Joseph Seayre
Edw ^a Bleeke		M ^r chant deceased was Attached to Answer unto W ^m Knott in a plea of trespas on the case

And whereupon the said W^m Knott by George Parker his Attorney complaineth, that whereas he the said W^m Knott the second day of Septemb^r in the yeare of our Lord God One thousand six hundred seventy five att Boston in New England did deliver by way of Exchange to the said Joseph Seayre then being factor of the said Edward Mycaiah Berry & Thomas Lane M^rchants in London the sume of thirty pounds ster^t money or the Value thereof And that the said Joseph Seayre did then & there invest & lay out the said sume of thirty pounds in sundry Goods & M^rchandizes & comodities for the Province of Maryland, & Shipt the same on board the Shipp Providence of Lyme John Bull Master then att Boston & bound for Maryland aforesaid In consideracon whereof the said Joseph Seayre did assume upon himselfe & to the said W^m Knott did faithfully promise, that he the said Joseph Seayre the said sume of thirty p^ds ster^t Money of England to him the said W^m Knott when thereunto re-

quired would well & truly pay & satisfie Notwithstanding which the said Joseph Seayre though often thereunto required in his life tyme the said sume of thirty pounds of sterl Money of England hath not paid according to his promise, nor the said Edward Bleek although he hath received the said Goods & M^rchandizes & comodities, & tobacco made of the said Goods M^rchandizes & comodities so shipt by the said Joseph as aforesaid & converted the same to his own proper use & behoofe, hath not paid although thereunto Required to the great damage of the said W^m Knott whereupon the said W^m Knot saith he is damnified & hath losse to the Value of ffifty pounds sterl money of England & thereupon he bringeth his suite

And the said Edward by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him the same day is giuen to Both parties

Liber N N

p. 570

Now here att this day to witt the ffifteenth day of June in the third year of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678 came the said parties by their Attorneys aforesaid And the said Edward Bleek by his said Attorney prayes the hearing of the Originall writt aforesaid upon which the declaracon aforesaid is grounded & itt is read unto him in these words Charles absolute Lord & Prop^{ty} of the Provinces of Maryland & Avalon Lord Baron of Baltemore &c To the Sheriffe of Baltemore County greeting Wee comand you that you take Edward Bleek late of Baltemore County M^rchant if he shall be found in yo^r bailywick & him safely keepe so that you have his body before our Justices of our Provinciaall Court to be held att S^t Maryes the ninth day of April next to Answer unto W^m Knott Marryner in a plea of trespas upon the case, And hereof you are not to faile & have you there this Writt Wittnes our trusty & welbeloved Thomas Notley Esq^r our Liev^t Gen^l & chiefe Justice of our said Province the twenty ffifth day of ffebruary in the third year of our Dominion over our said Province Annoq Doni 1677. which being read & heard the said Edward Bleeke prayes judgem^t of the writt aforesaid, because he saith that the writt aforesaid & the Declaracon aforesaid Whereupon the aforesaid W^m brought his writt aforesaid ag^t him the said Edward doth not agree, for that in the writt aforesaid the said Defend^t is stiled & called by the name of Edw^a Bleeke late of Baltemore County M^rchant, & the said plaintiffe hath declared ag^t him upon that writt by the name of Edward Bleek late of Baltemore County M^rchant Adm^r of the Goods & Chattells of Joseph Seyre M^rchant deceased, & this he is ready to Verifie, whereupon the said Edward Bleek for the Variance aforesaid between the writt & declaracon aforesaid prayes judgem^t of that writt, & that the same writt may be qualified And the said W^m Knott saith, that he will make no farther prosecution ag^t the said Edward Bleeke in the plea aforesaid whereupon a nonsuite is awarded

Liber N N ag^t him And itt is considered by the Court here, that the said Edward Bleek recover ag^t the said W^m Knott the sume of Nine hundred seventy six p^{ds} of to^b for his costs & charges by him about his defence in this behalfe laid out & expended And the said W^m Knott in mercy for his false clayme.

Rob ^t Ellys	{	Mary Ward Ex ^x of the last Will & Testam ^t of
ag ^t		Matthew Ward of Talbott County deceased was
Mary Ward Ex ^x		Attached to Answer unto Rob ^t Ellys of a plea of
Matthew Ward	}	trespas of the case

And whereupon the said Robert Ellys by Robert Carville his Attorney saith, that the said Matthew Ward being upon the Eleventh day of December in the yeare of our Lord One thousand six hundred seventy six justly indebted unto the said Rob^t Ellys in the sume of foure hundred & fifty pounds of tobacco And the said Matthew Ward being an Attorney att Law & practising as an Attorney in the County Courts of Talbot & Kent County, & the said Rob^t Ellys shewing him a list of debts due to him the said Robert Ellys from severall persons in the said Countyes, he the said Matthew Ward desired the same might be putt into his hands to collect & receive the same, or on refusall of paym^t to sue for & recover the same And thereupon the said Rob^t Ellys did deliver unto the said Matthew Ward a list of debts by bills & accounts amounting to the sume of Six thousand foure hundred twenty foure pounds of tobacco a copy whereunto is here annexed to collect sue for & recover, the receipt whereof the said Matthew Ward did by writing under his hand acknowledge And did in consideracon thereof assume upon himselfe & to the said Robert Ellys faithfully promise, that he the said Matthew would well & truely pay or cause to be paid to the said Robert Ellys when he should be thereunto requested not only his said debt of foure hundred & fifty pounds of tobacco but also all such other sumes of tobacco as he the said Matthew should receive upon any the bills & accompts aforesaid And the said Robert Ellys in fact saith, that the said Matthew Ward did recover & receive of & from Herbert Croft fifty pounds of to^b, from Humphrey Davenport Eighty p^{ds} of to^b, from Stephen Tully two hundred ninety one p^{ds} of to^b, from M^r Marsh three hundred sixty seven pounds of to^b, from John Wells three hundred & Seventy p^{ds} of to^b, from Tobias Wells one hundred thirty nine p^{ds} of to^b, from John Darby two hundred ninety nine p^{ds} of to^b, & from John Stanley Seventy p^{ds} of to^b, all which said sumes doe amount unto the sume of one thousand five hundred fifty foure p^{ds} of tobacco which together with his said debt of foure hundred & fifty pounds of tobacco in the whole amount unto the sume of two thousand & foure p^{ds} of tobacco craftily & subtilly to defraud & deceive he the said Matthew in his life tyme or the said Mary since his death Ex^x of the last Will &

testam^t of the said Matthew the said sume of two thousand & foure p^{ds} of to^b, to him the said Robert Ellys though often thereunto requested have not paid or satisfied, but the same to pay & satisfie have hitherto & still doth deny & refuse to the damage of the said Robert Ellys three thousand pounds of to^b, & thereupon he bringeth his suite. Liber N N

And the said Mary Ward by Kenelm Cheseldyn her Attorney comes & defends the force & injury when &c and prayes liberty to imparle hereunto untill next Court & itt is granted unto her, the same day is given to both parties

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Anno^q Dni 1678. came the said parties by their Attorneys aforesaid And the said Mary by her said Attorney saith, that as to fifteen hundred & thirteen p^{ds} of tobacco she is content that judgem^t passe ag^t her as Ex^x afores^d Therefore itt is considered by the Court here, that the said Robert Ellis recover ag^t the Estate of the said Matthew Ward the aforesaid sume of ffifteen hundred & thirteen p^{ds} of to^b damages occasioned by the trespas aforesaid As also five hundred sixty eight p^{ds} of to^b costs of suite

Peter Archer ag ^t Henry Cole	} This action is continued by consent of the Attornys on both sides, untill next Court

Samuell Cock ag ^t Robert Graham & ux Ex ^x Geo: Macall	} Robert Graham & Ann his wife Ex ^x of the last Will & testament of George Macall de- ceased were Sumoned to Answer unto Sam- uell Cock M ^r chant in a plea that they render unto him foure thousand two hundred & fifty p ^{ds} of tobacco & cask which from him they unjustly detain

And whereupon the said Samuell Cock by Christopher Rousby his Attorney saith, that whereas the said George Macall the first day of July One thousand six hundred Seventy five by his certaine writing obligatory Sealed with the Seale of him the said George here in Court produced whose date is the same day & yeare above written did acknowledge himselfe to be holden & firmly bound unto the said Samuell Cock in the full & just quantity of foure thousand two hundred & fifty pounds of good sound M^rchantable tobacco & cask to be paid to the said Samuell Cock or to his certaine Attorney in some convenient place in S^t Maryes County att or before the tenth day of Octob^r next ensuing the date thereof To which paym^t well & truely to be made he the said George Macall did binde himselfe his heyres Ex^{rs} Adm^{rs} or assignes firmly by those p^sents Notwithstanding which the said George Macall in his lityme & the said Ann relict & Ex^x of the last Will & testam^t of the said George after

Liber N N the decease of the said George & while she was sole And the said Robert since the intermarriage betwixt him the said Robert & the said Ann, the said sume of foure thousand two hundred & fifty p^{ds} of tobacco unto the said Samuell Cock though often thereunto required have not paid, nor any of them hath paid, but the same to pay have altogether refused And the said Robert & Ann still doe refuse, whereupon he the said Samuell Cock saith he is the Worse & hath losse to the Value of Eight thousand pounds of to^b & thereupon he brings his suite

And the said Robert Graham & Ann his wife by William Williams his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto them, the same day is given to the plaintiffe also

Now here att this day to witt the twelfth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Anno^q Doni 1678. came the said parties by their Attorney & afores^d & the said Robert & Ann by their said Attorney say, that as to foure thousand pounds of tobacco part of the said sume of foure thousand two hundred & fifty pounds they are content that judgem^t passe ag^t the Estate of the said George Macall for the same, the remainder of the said debt being two hundred fifty pounds of to^b being allready satisfied & paid Therefore itt is considered by the Court here that the said Samuel Cock recover ag^t the Estate of the said George Macall the said sume of foure thousand p^{ds} of to^b debt As also Seven hundred & Eightene p^{ds} of to^b costs of suite

Philip Lynes	}	Benjamin Hunton & George Gunnell both of
ag ^t		S ^t Maryes County gentl were Sumoned to Answer
Benj ^a Hunton & Geo: Gunnell		unto Philip Lynes of a plea that they render unto him One thousand six hundred fifty three p ^{ds} of to ^b & cask which to him they owe & unjustly detaine

And whereupon the said Philip Lynes by Christopher Rousby his Attorney saith, that whereas the said Benjamin Hunton & George Gunnell the first day of September Anno Doni One thousand six hundred seventy three by their certaine writing obligatory Sealed with the Seales of them the said Benjamin & George here in Court produced whose date is the same day & yeare above written, did acknowledge themselves to owe & stand justly indebted unto the said Philip Lynes In the full & just quantity of One thousand six hundred fifty three p^{ds} of good sound M^rchantable leafe tobacco & cask to be paid to the said Philip Lynes his heyres Ex^{rs} Ad^{rs} assignes or certaine Attorney att or before the tenth day of October next ensuing the date of those p^rsents convenient by the water side in S^t Maryes County To which payment well & truly to be made & done they did binde themselves & either of them & the heyres Ex^{rs} &

Adm^{rs} of them & either of them for the whole & in the whole firmly by those p^rsents Notwithstanding which the said Benjamin Hunton & George Gunnell the said sume of Sixteen hundred fifty three pounds of tobacco unto him the said Philip Lynes though often thereunto required have not paid nor either of them hath paid, but the same to pay have refused & still doe altogether refuse, whereupon the said Philip Lynes saith he is the worse to the Value of two thousand five hundred pounds of tobacco & thereupon he bringeth his suite

And the said Benjamin & George by Kenelm Cheseldyn their Attorney come & defend the force & injury when &c and pray liberty to imparle hereunto untill next Court & itt is granted unto them, the same day is given to the plaintiffe also.

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678—came the said parties by their Attorneys aforesaid And the said Defend^{ts} say nothing in barr or avoidance of the action aforesaid of him the said Philip Lynes, for that they owe unto the said Philip the said sume of Sixteen hundred fifty three p^rds of tob^o. Therefore itt is considered by the Court here that the said Philip Lynes recover ag^t the said Benja Hunton & George Gunnell the said sume of Sixteen hundred fifty three p^rds of tob^o debt As also seven hundred & Seventy p^rds of tob^o costs of suite

Matthew Davis	}	Justinian Tennison late of S ^t Maryes County was Attached to Answer unto Matthew Davis in a plea of trespas upon the case
ag ^t Justinian Tennison		

And whereupon the said Matthew Davis by Robert Carville his Attorney complaineth, that whereas the said Justinian upon the thirtieth day of June One thousand six hundred seventy seven stood indebted unto him the said Matthew for worke for him done & severall sumes of tobacco Goods & M^rchandizes by him bought had & received of him the said Matthew att divers dayes & tymes from the first day of January Anno Doni One thousand six hundred seventy six till the said thirtieth day of June One thousand six hundred seventy seven, in the whole amounting to the sume of foure thousand foure hundred Eighty six p^rds of tobacco a particuler whereof is hereunto annexed In consideracon whereof the said Justinian did assume upon himselfe & to the said Matthew did faithfully promise that he the said Justinian when thereunto required the said sume of foure thousand foure hundred Eighty six p^rds of tobacco to him the said Matthew would well & truely content & pay Notwithstanding which the said Justinian his promise & assumpcon in that behalfe not regarding, but endeavouring & fraudulently intending him the said Matthew of the said sume to deceive, the same though often required [hath] Not paid to him the said Matthew, but

Liber N N the same to pay hitherto hath & still doth altogether deny to the damage of him the said Matthew six thousand pounds of tobacco & thereupon he bringeth his suite

And the said Justinian Tennison by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffe also

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c came the said Matthew Davis by his Attorney aforesaid & offered himselfe ag^t the said Justinian Tennison in the plea aforesaid but the said Justinian came not but made default Therefore itt is considered by the Court here that the said Matthew Davis recover ag^t the said Justinian Tennison the sume of foure thousand foure hundred Eighty six p^ds of tob^b damages occasioned by the trespas aforesaid As also thirteen hundred fifty eight p^ds of tobacco costs of suite.

Henry Exon	}	Vincent Mansfield late of St Maryes County was sumoned to Answer unto Henry Exon of a plea that he render unto him two thousand Eight hundred p ^d s of tobacco which to him he oweth & unjustly detaineth
ag ^t Vinc ^t Mansfield		

And whereupon the said Henry by Robert Carvile his Attorney saith, that whereas the said Vincent upon the ninth day of Novemb^r in the yeare of our Lord One thousand six hundred seventy six by his certaine writing obligatory sealed with the Seale of him the said Vincent & here in Court produced whose date is the day & yeare abovesaid did confesse & acknowledge himselfe to be indebted to the said Henry in the just quantity of two thousand Eight hundred p^ds of good sound M^rchantable tobacco & cask to be paid to the said Henry upon all demands after the tenth day of Octob^r then next Yet notwithstanding the said Vincent the said sume of two thousand eight hundred p^ds of tob^b to him the said Henry though often thereunto required hath not paid, but the same to pay doth deny to the damage of the said Henry foure thousand pounds of tob^b & thereupon he bringeth his suite

And the said Vincent by Nehemiah Blakiston his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the plaintiffe also

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^o Doni 1678. came the said parties by their Attorneys aforesaid And the said Vincent by his said Attorney saith, that as to two thousand three hundred & sixty p^ds of tobacco he is content that judgem^t passe ag^t him for the same, the remainder of the said debt being foure hun-

dred & forty p^{ds} of to^b being all ready paid Therefore itt is considered by the Court here, that the said Henry Exon recover ag^t the said Vincent Mansfield the sume of two thousand three hundred & sixty p^{ds} of to^b debt And also six hundred p^{ds} of to^b costs of suite Liber N N

John Harris } George Gunnell late of Baltemore County otherwise p. 575
 ag^t } called Geo: Gunnell of Cecil County in the Prov-
 George Gunnell } ince of Maryland gentl was Sumoned to answer
 unto John Harris of a plea that he rend^r unto him
 twelve thousand five hundred pounds of to^b which to him he oweth
 & unjustly detaineth

And whereupon the said John by Robert Carville his Attorney saith, that whereas the said George upon the tenth day of April in the yeare of our Lord One thousand six hundred seventy six by his certaine bill or writing obligatory sealed with the Seale of him the said George & here in Court produced whose date is the day & yeare abovesaid, did confesse & acknowledge himselfe to owe & stand indebted to the said John in the full Sume of twelve thousand five hundred p^{ds} of good sound and M^rchantable tobacco & cask to be paid to the said John convenient in Cecil County upon all demands Yet the said George the said sume of twelve thousand five hundred pounds of tobacco to him the said John according to the tenor of the said bill though often thereunto requested hath not paid or satisfied, but the same to pay doth deny to the damage of the said John Sixteene thousand p^{ds} of tobacco & thereupon he bringeth his suite

And the said George by Kenelm Cheseldyn his Attorney cometh & denyeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him the same day is given to the plaintiffe also

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Ano^q Doni 1678. came the said John Harris by his Attorney aforesaid & offered himselfe ag^t the said George Gunnell in the plea aforesaid, but the said George came not but made default, therefore itt is considered by the Court here that the said John Harris recover ag^t the said Geo: Gunnell as well the sume of twelve thousand five hundred p^{ds} of tobacco debt As also five hundred eighty eight p^{ds} of tobacco costs of suite

Robert Peca } Memorandum that the twentieth day of Decemb^r in
 ag^t } the second yeare of the Dominion of Charles &c came
 Henry Stocket } Robert Peca by Robert Carville his Attorny before
 the Hon^{ble} Philip Calvert Esq^r Chancelour of this
 Province & prayed his Lopps Writt of Error to him the said Robert
 Peca to be granted to the Justices of his Lopps County Court of Ann

Liber N N Arundell County to be directed to require them the said Justices of the said County Court of An Arundell County to send before the Justices of his Lopps Provinciaall Court the tenor of the Record proceedings & Judgem^t of the said County Court of Ann Arundell County in a cause lately there depending between one certaine Henry Stocket plaintiffe & the said Robert Peca defend^t in a plea of trespas upon the case & itt is granted unto him the tenor whereof followeth in these words viz^t

Charles absolute Lord & Prop^{ty} of the Provinces of Maryland & Avalon Lord Baron of Baltemore &c To the Comission^{rs} of Ann Arundell County greeting Because in the Record & Proces as also in the rendring of judgm^t before you in our said Court of Ann Arundell County ag^t Robert Peca in a plea of trespas upon the case att the suite of Henry Stocket manifest Error hath happened to the great damage of the said Robert Peca as by the great complaint of the
 p. 576 said Robert Peca we have received. We willing that the Error if any be should in due manner be corrected & full & speedy justice to be done to the said parties in this busines We comand you that if Judgem^t thereof be rendred, then the Record & proces of that judgem^t with all things touching the same to us before our Justices of our Provinciaall Court to be holden att our Citty of S^t Maryes the thirteenth day of ffebruary next under your hands & Seales distinctly & openly you send, that inspeccon being had of the Record & proceedings therein we may cause further to be done what is right according to the Lawes & constitucons of this our Province ought to be done therein, And that you Sumon the said Henry Stocket to be then & there to heare the same And also that you have then & there this writt Wittnes our selfe att our Citty of S^t Maryes the twentieth day of Decemb^r in the second yeare of our dominion &c Annoq³ Dni 1676.

Att which said thirteenth day of ffebruary came as well the said Robert Peca by Robert Carvile his Attorney as the said Henry Stocket by George Parker his Attorney & the Justices of Ann Arundell County Court to witt Col W^m Burges Major^r Samuell Lane Cap^t Richard Hill & Nathaniel Heathcoat the transcript of the Record of the proceedings & Judgem^t of Ann Arundell County in the said cause to the Justices of the Provinciaall Court here under their hands & Seales have sent, the tenor whereof followeth in these words.

Att a County Court of the right Hon^{ble} Charles &c held att the ridge in Ann Arundell County on the Seventeenth day of Octob^r one thousand six hundred Seventy six in the first yeare of his Lopps Dominion by his Lopps Justices thereunto assigned

Present Com^{rs}

Col W ^m Burges	}	Cap ^t Richard Hill & }
Major Sam ^l Lane		Nath ^l Heathcoat }

Henry Stocket pⁿ } Itt was comanded the Sheriff of Ann Arundell
 Rob^t Peca Defend^t } County that he have the body of Robert Peca
 of Ann Arundell County planter before the
 Justices of his Lopps Court in the said County to be holden on
 the thirteenth day of June in the first yeare of his Lopps Dominion
 &c Annoq³ Doni one thousand six hundred Seventy six to Answer
 unto Henry Stocket gent^l late high Sheriff of the said County in
 a plea of trespas on the case—Att which day to witt the Seven-
 teenth day of Octob^r aforesaid came the said Sheriffe & returnes
 to the Court here that he hath taken the said Robert Peca whose
 body he hath att the day & place as the writt requires. Ordered
 that the said cause be continued untill the next Court to be held on
 the tenth day of July next ensueing. On which tenth day of July
 ordered that all writts & proces in causes continued fall this Court,
 the Clerke haveing bin absent in June Court & employed in publick
 busines of the Countrey, & itt being adjudged by this Court, that no
 person can supply his office in Court sitting without a special depu-
 tacon from the Secy of this Province

Liber N N

p. 577

Whereupon itt was comanded the Sheriffe of Ann Arundell
 County that he have the body of Robert Peca of Ann Arundell
 planter before the Justices of his Lopps Court in the said County to
 be holden on the Eighth day of August one thousand six hundred
 seventy six to Answer unto Henry Stocket gent^l late high Sheriffe
 of the said County in a plea of trespas on the case. On which day
 to witt the eighth day of August aforesaid came the said Sheriffe &
 returnes to the Court here that he hath taken the said Robert Peca
 whose body he hath att the day & place as the writt requires—Ordered
 that the said cause be continued untill the next Court to be held on
 the twelfth day of Septemb^r next ensueing, & from thence to be
 continued untill the seventeenth day of Octob^r next ensueing—And
 the same day to witt the seventeenth day of Octob^r aforesaid came
 the aforesaid Henry Stocket by George Parker his Attorney & offered
 himselfe ag^t the said Robert Peca of & upon the p^misses And the
 said Robert Peca by Thomas Bland his Attorney came likewise
 whereupon the plaintiffes declaracon was read as followeth viz^t

Ann Arundell } Robert Peca late of Ann Arundell County planter
 County Court ss } was attached to Answer unto Henry Stocket gent^l
 late high Sheriffe of the said County of Ann
 Arundell in a plea of trespas upon the case

And whereupon the said Henry Stocket by George Parker his
 Attorney complaineth that whereas Thomas Tailor Esq^r upon the
 fourth day of ffebruary in the yeare of our Lord God one thousand
 six hundred seventy five had prosecuted out of the County Court of
 Ann Arundell County aforesaid a certaine writt in the nature of a
 fieri facias ag^t the Goods debts & Chattells of Thomas Knighton

Liber N N for the sume of two thousand foure hundred pounds of to^b & cask together with costs & Court charges to the then high Sheriffe of Ann Arundell County or his Deputy directed. by which said writt the said Henry Stocket (then high Sheriffe of the said County) was comanded in the name of the right Hon^{ble} the Lord Prop^{ty} to Levy by way of Execucon as well the said debt as costs upon any the goods debts or Chattells of the said Thomas Knighton in any part of the said County, & the same so levyed to deliver into the hands of the said Thomas Taillor Esq^r or his order By vertue of which writt the said Henry Stocket then high Sheriffe of the said County the Eleventh day of ffebruary one thousand six hundred seventy five in the tobacco house of the said Thomas Knighton att Herring Creeke in the said County of Ann Arundell did Levy by way of Execucōn aforesaid about twelve hundred pounds of tobacco lying then in bulke ready to be packed & almost five roomes of tobacco then hanging in the said tobacco house being by estimacon about fourteen hundred p^{ts} of tobacco in all by estimacon two thousand six hundred p^{ts} of tobacco of the proper tobacco of the said Thomas Knighton, & then & there did marke the said tobacco house with the broad arrow (according to the usuall custome of this Province of Maryland) which hath hitherto bin allowed & approved of to be a good & legall seizure upon Execucōns Notwithstanding the said Robert Peca not being ignorant of the p^rmisses, & knowing that the said Henry then high Sheriffe had Levyed tobacco aforesaid & marked the said house with the broad arrow aforesaid, & meaning & intending the same Sheriffe of the said two thousand six hundred pounds of tobacco craftily & subtilly to deceive, afterwards the sixteenth day of ffebruary one thousand six hundred seventy five att the tobacco house aforesaid with force of armes the said two thousand six hundred p^{ts} of tobacco out of the custody of the said Sheriffe did take & the same did convey to places unknown unto the said Henry then Sheriffe, whereby the said Henry hath not only sustained & expended divers labours & expences in seeking after the said two thousand six hundred p^{ts} of tobacco, but also hath wholly lost the said debt & Court Charges by reason of the conveying aforesaid Whereupon He saith that he is the worse & hath losse to the Value of two thousand nine hundred ninety nine p^{ts} of tobacco & thereupon he bringeth his suite

p. 578

Pleg de p^{ts} Jn^o Doe }
Rich^d Roe }

Geo: Parker p quer

And the said Robert by Thomas Bland his Attorney comes & defends the force & injury &c & saith he is not guilty of the trespassse in manner & forme & thereupon he putts himselfe upon the Countrey Tho: Bland & the plaintiffe likewise George Parker—Wherefore comānd is given to the Sheriffe that he cause to come before his Lopps Justices of Ann Arundell County in Court setting on the day

aforesaid twelve good & legall men of his bailywick by whom &c who neither &c to try the issue joyned &c And the same day to witt the Seventeenth day of Octob^r aforesaid came the said Sheriffe & returnes to the Court here that he hath Sumoned &c by whom &c as the writt requires. Whereupon the Jurors appearing & being duly sworne the witnesses subpenaed for the plaintiffe were called whose depositions are as followeth Viz^t Thomas Taillor upon his Oath saith That after judgem^t obtained ag^t Thomas Knighton Execucōn was issued ag^t the said Knighton for the sume of two thousand foure hundred p^{ts} of tobacco, which Execucōn yo^r depon^t went with the Sheriffe to Levy & told the said Knighton that he came to Levy the Execucōn upon his tobacco The said Knighton told the Sheriffe he had tobacco & went to the tobacco house with the Sheriffe, & shewed the tobacco to the Sheriffe, & delivered part of itt to the Sheriffe, which the Sheriffe seized for yo^r Depon^t & the Sheriffe sett the broad arrow upon the tobacco house where there was five roomes above joyce & the joyce & also a bulk which the said Knighton promised to stripp for the Sheriffe & pay to yo^r Depon^t And also that Co^t Chew & Robert Peca came after judgem^t & tooke the tobacco as Co^t Chew & Tho: Knighton did both say. Tho: Taillor drawn by himselfe

Thomas Knighton aged about forty one yeares being sworne & Examined in Court saith

That about ffebruary last Robert Peca came to this Depon^{ts} tobacco house with Co^t Chew, & seized the tobacco in this Depon^{ts} tobacco house, and likewise the tobacco in the loft (both for rent) And afterwards the Sheriffe & Co^t Taillor came & marked the tobacco house with the broad arrow, & afterwards went into the house, & there was a bulk of tobacco which they asked the Depon^t what itt was, & this Depon^t told them itt was tobacco, & they replied they could not be certaine of that except he this Depon^t would shew itt & lett them see itt; whereupon he this Depon^t opened the same & gave out a plant Afterwards came this Depon^{ts} Landlord Peca & brought hands with him & stripped itt out And after he had stripped & packed itt he marked itt, & after the markeing he went away & sent Co^t Chews Sonn & his man to sett the marke of the said Co^t Chew upon the said tobacco, & the Sheriffe came afterwards & sett the broad arrow upon the hogsheads, And when itt was a season he this Depon^{ts} Landlord & his Servants came & stripped the remainder & packed itt in hogsheads, & sent M^r Chews Sonn & he marked the same also And then Co^t Chew sent Seamen with his Sonn & fetched itt away, And this Depon^t farther Saith not.

After full heareing of the Allegacōns & pleadings in & upon the severall testimonies of the said Depon^{ts} on both sides, the said testimonies being first read in the audience of the Court & likewise of the jury impannelled as aforesaid, the said jury was dismissed the Court to consult of their verdict

Liber N N Afterwards to witt on the same day came the jurors aforesaid & with unanimous consent did deliver their Verdict by their fforeman W^m Hopkins namely that they all found for the plaintiffe.

Whereas Henry Stocket late high Sheriffe of this County was plaintiffe & Robert Peca defend^t in a plea of trespas on the case And the plaintiffe by a jury of the Countrey recovered from the defend^t the full & just Sume or quantity of two thousand six hundred pounds of tobacco & caske wrongfully taken by the Defend^t out of the said Henrys custody, & by him the said Defend^t conveyed to places unknown to the said Henry Itt it considered here that the said Defend^t shall forthwith pay or satisfie to the said Henry the plaintiffe or his order the said sume or quantity of two thousand six hundred p^{ds} of tobacco & cask together with costs & court Charges ats Execucōn

Ordered likewise that Thomas Knightons engagem^t to pay a certain sume of tobacco to Co^t Samuel Chew, & the said Co^t Chews receipt of part of the said sume subscribed under the said Engagem^t be entred on Record which are as followeth viz^t
Superscription

These for the Honrd Co^t Samuell Chew p^rsent
S^r

This my noat shall engage me to satisfie unto you two thousand foure hundred pounds of tobacco upon the account of my Landlord Robert Peca, itt being for rent from

Yo^r Servant Tho: Knighton

4th Novemb^r 1675

Rec^d in part of this noat One thousand eight hundred twenty two pounds of tobacco by me—Samuell Chew

ffeb: 15th day 1675

lb to^{lb}

The bill of costs amounts to..... 94¹

As by the transcript of the said Record remaining upon Record in the Secretaries Office relation being thereunto had may appeare.

Afterwards to witt the said thirteenth day of ffebruary aforesaid came as well the said Robert Peca by Robert Carville his Attorney as the said Henry Stocket by George Parker his Attorney as aforesaid And the said Robert Peca saith, that in the Record & proces abovesaid as in the rendring of the judgem^t aforesaid itt is manifestly erred in this viz^t.

Whereas itt is menconed in the Record att the tyme when the judgem^t was given, was given, p^rsent Com^{rs} Co^t W^m Burges, Major
1st Samuel Lane Cap^t Richard Hill, Nathaniel Heathcoat. Itt is evident to be made appeare that M^r Burges M^r Lane & M^r Heathcoat were not there p^rsent, but only M^r Richard Hill, so that the Record is Vitious false & erronious.

The Record is also false & vitious in this, that the first writt on w^{ch} Peca was taken was returnable the thirteenth of June. And itt

is said att which day to witt the seventeenth day of Octob^r aforesaid, Liber N N
 which ought to have bin the thirteenth of June aforesaid, & the cause 2^{dly}
 is then continued till the thirteenth of July following

The proceedings in the said Court are undue illegall & erronious
 in this that the said Peca appearing att the tenth day of July
 ready with His Wittnesses to come to a tryall, the Court discontinues p. 580
 the cause, by reason of the Clerkes absence in June Court upon
 publick busines Whereas the Court may in the absence of the Clerke
 disabled by sicknes or any other (though never so legall) impedim^t 3^{dly}
 depute another to officiate without any speciall Deputacon, or att
 least the cause ought to have bin continued till the next Court, & not
 the whole busines of the County to be delayed by any laches of the
 Clerk not attending his office, but they ought to have proceeded to
 tryall of the cause without putting the defend^t to the trouble of a
 new Arrest which is vexatious & illegall twice for one & the same
 matter to Arrest any person

Itt is said in the Record that the writt issued the tenth of July
 returnable the eighth of August, & the Defend^t being arrested then
 appeared ready to defend himselfe & then the said eighth day of
 August the cause was continued till the next Court which was to be 4^{thly}
 held the twelfth day of September next, & thence to be continued
 untill the seventeenth day of Octob^r next, all which is illegall false &
 erronious in this, for that the reasons of the continuance & att whose
 request ought to have bin menconed, for if the Defend^t was then
 ready with his Wittnesses & the plaintiffe not ready, he ought to
 have bin nonsuited, & the defend^t not farther referred nor Could the
 Court on the eighth of August say that the cause should be continued
 till the twelfth of Septemb^r which should be continued till the seven-
 teenth of Octob^r & so the Defend^t from Court to Court continued
 till the plaintiffe should be ready, & the defend^t might be determined
 & concluded unheard or not haveing his Wittnesses ready as he twice
 before had them

The Record & Judgem^t aforesaid are manifestly erronious in this, 5^{thly}
 that the accōn of the case is in the name of Henry Stocket gent^l high
 Sheriffe &c who declares in trespas of the case ag^t the defend^t for
 his supposed taking away of two thousand six hundred p^ts of to-
 bacco by the said Sheriffe by fieri facias leyved of the proper Goods
 & Chattels of Thomas Knighton, & by the said Sheriffe marked with
 the broad arrow for satisfaction of a debt & Judgem^t recovered in
 the said County Court by Thomas Taillor Esq^r ag^t the said Thomas
 Knighton for two thousand foure hundred p^ts of tobacco with costs
 of suite, whereas the said accōn (if any ought to have bin) should
 have bin comēced in the name of Thomas Taillor Esq^r to whom
 the supposed wrong & trespas was done And itt is usuall for the
 plaintiffes to give the Sheriffe caution to indemnifie the Sheriffe
 upon the Levying of Goods by fieri facias, so that the plaintiffe

Liber N N Stocket could not be damnified, no trespass being committed ag^t him, nor could the Sheriffe upon any Execucōn for a private person sett the broad arrow being the proper marke for his Lopp for his own dues & for rents & Levyes Nor can any Execucons for private persons affect goods or tobacco of another persons though in the debtors house, but an accon will lye ag^t the Sheriffe for wrongfully takeing & detaining such Goods so illegally levyed, or they may be replevied if paid &, delivered away, or if they there remaine & the property unaltered, the party clayng property in them may legally take the same away, notwithstanding such illegall Levy as this case is Be-

p. 581 sides the accon as now commenced & the judgem^t Thereupon is Erronious, in that the plaintiffe in the action ought to have sued upon the Act of Assembly made ag^t persons takeing away tobacco marked & received by the Sheriffe, & so itt ought to have bin as well on the behalfe of himselfe as the Lord Prop^{ty} & the party offending to pay foure fold & to incurre other penalties as by the said Act, otherwise either the Lord Prop^{ty} doth loose his moiety or the Defend^t may be againe vexed by M^r Taillor by way of Informacōn on the Act, if the party hath done as by the declaracon is supposed

6^{thly} The action (if any) ought to have bin in trespass only & not in trespass upon the case, the same being alleadged to be done vi & armis w^{ch} is altogether erronious

7^{thly} The plea is not guilty of the trespass &c & issued joyned on that in trespass, which is a variance from the Record of the declaracōn, & in that particuler manifestly erronious

8^{thly} The names of the jury impanelled are not mencōned in the Record which ought to be done, that inspecōn being had of them, the Court might know if they be boni & legales homines according to the venire facias which is vitious & erronious

9^{thly} The jury itt seemes by the Record proceed ex parte upon an affidavit drawn & penned by M^r Taillor himselfe, which ought not to be admitted in any case for affidavits to be read & the party p^sent to sweare viva" voce, that (if occasion were) crosse questions might be asked by the Court. but M^r Tailors Oath either by Affidavit or viva voce ought not to be admitted in any case, he swearing on his owne behalfe, & ought to have bin the proper party plaintiffe, & did in Court declare himselfe concerned as a party, & so refused to sitt as Judge in Court, but gave M^r Hill directions to give the charge to the jury, which makes nothing to condemn the defend^t unlesse unlawfull seizures be justifiable; for the tobacco was before paid by Knighton & to him delivered for rent arreare on the plantacon where Knighton lived, & the houses delivered to Peca as a reentry for non paym^t of rent And the said Peca before Execucōn in quiet possession thereof, & had paid the tobacco to Co^t Chew who carryed the same away & not Peca, & in that M^r Chew the more proper trespasser if any were done And Knightons deposicon makes for the said Peca

who he confesses had seized the tobacco for rent before the Execucōn, & marked some of Co^t Chews marke, but the Defend^{ts} Wittnesses could not be heard All which is illegall & erroneus, there not being any matter of Law in the proceedings & evidences aforesaid sufficient to convict the Defend^t of the trespasse or trespasse of the case ag^t the plaintiffe as aforesaid, so the verdict & judgm^t thereupon is ag^t Law & without any legall warrant, & so in the whole manifestly erroneus

Liber N N

Itt is said in the Record, that after full hearing of the allegacons & pleadings in & upon the severall testimonies of the said Depon^{ts} on both sides, which is false & erroneus, for the Def^{ts} Wittnesses were not heard.

10^{thly}

The jury finde for the pⁿ only, & the judgem^t is that the plaintiffe had recovered two thousand six hundred pounds of tobacco, & ordered to pay two thousand six hundred p^ds of tobacco with costs of suite, which comes to nine hundred forty one p^ds of tobacco more, which is false & erroneus, For there was not any warrant for such a positive Judgem^t but the plaintiffe ought to have taken out a Writt of Enquiry of damages without which the said judgem^t & Execucōn thereupon is wholly erroneus & vitious

11^{thly}

p. 582

Itt appeares by the said Record, that long before Tailors Judgem^t or Execucōn which was in ffebruary Court to witt the fourth day of Decemb^r before Knighton had passed a noat for that tobacco for his Landlords rent to M^r Chew to whom Peca paid itt, & M^r Chew received itt pursuant to that noat as by his receipt, and all the tobacco which they as itt lay in bulke & was hanging thought to be two thousand six hundred p^ds of tobacco, came but to Eighteen hundred twenty two p^ds of tobacco, & yet they get judgem^t for two thousand six hundred p^ds of tobacco, which is illegall erroneus & not by Law warranted.

12^{thly}

The defend^t Peca was Landlord to Knighton, & long before the judgem^t or Execucōn gives Peca possession of all the plantacon & houses & tobacco & goods in them for rent, & the plaintiffe to come afterwards to Levy the Goods so seized for rent is ag^t Law.

13^{thly}

And thereupon the said Robert Peca saith that in the Record & proces aforesaid, as also in the giving of Judgem^t aforesaid itt is manifestly erroneus in the Errors aforesaid by him in forme aforesaid alleadged And prayeth that the Judgem^t aforesaid be revoaked and adnulled & held for nought And that he those things which he by occasion of the p^rmisses hath lost to be restored, & that the said Henry Stocket to the Errors aforesaid may answer. Which Record proces & Errors aforesaid being read & heard, the said Henry Stocket by George Parker his Attorney prayeth license to imparle thereupon untill next Court & itt is granted unto him, the same day is given to the said Robert Peca also.

Now here att this day to witt the fifteenth day of June in the

Liber N N third yeare of the Dominion of Charles Lord Baltemore &c Annoq Dni 1678. came the said parties by their Attorneys aforesaid, & the said Henry Stocket by George Parker his said Attorney saith, that in the Record & proces aforesaid & in rendring judgem^t aforesaid itt is in nothing erred, & prayeth that the aforesaid justices doe proceed as well to the examinacon of the Record & proces as to the aforesaid matter for Errors assigned And the said Robert Peca as above prayeth likewise. And because the Justices here as of their Judgem^t of & upon the p^rmisses to render are not as yet advised, day is thereupon given to the said parties untill the Eighteenth day of the same month of June.

Att which said Eighteenth day of June in the yeare aforesaid came the parties aforesaid by their Attorneys aforesaid And hereupon as well the Record & proces aforesaid to the rendring the judgm^t thereupon as the aforesaid causes & matters above by the aforesaid plaintiffe for Error assigned being seen & by the Justices here more fully understood & diligently examined And for that itt appeareth to the same Justices that in the Record & proces aforesaid, as also in the rendring of judgm^t aforesaid itt is manifestly erronious Therefore itt is considered that the judgem^t aforesaid for the Errors in the Record & proces aforesaid be revoaked adnulled & altogether held for nothing And that the said Robert Peca unto all things which he by occasion of the judgem^t aforesaid hath lost be restored.

p. 583 John & Nathaniel } Memorandum that on the twenty fourth day of
Howell Ex^{rs} Tho: } August in the first yeare of the Dominion of
Howell. } Charles &c Annoq Doni One thousand six hun-
ag^t } dred seventy six came John Howell & Nathaniell
George Wells } Howell Ex^{rs} of the last Will & testam^t of Thomas
Howell deceased by Robert Carville their At-
torney before the Hon^{ble} Philip Calvert Esq^r Chancelour of Mary-
land & prayed his Lopps Writt of Error to them the said John &
Nathaniel to be granted to the Com^{rs} of his Lopps County of Cecil
County to be directed to require them the said Com^{rs} to send before
his Lopps Justices of the Provinciaall Court the tenour of the Record
proceedings & judgem^t of the said County Court in a cause there late
depending att the prosecucōn of George Wells, & itt is granted unto
him, the tenor whereof is as followeth in these words.

Charles absolute Lord & Prop^{ry} of the Provinces of Maryland & Avalon Lord Baron of Baltemore &c To the Com^{rs} of Cecil County greeting Because in y^e Record & proces as also in the rendring of Judgm^t ag^t the Estate of Tho: Howell deceased att the request of George Wells before you in our said Court of Cecil County manifest Error hath happened to the great damage of John & Nathaniel Howell Ex^{rs} of the last Will & testam^t of the said Thomas Howell, as by the great complaint of the said John & Nathan^l Howell we have

received Wee willing that the Errors if any be should in due manner be corrected & full & speedy Justice to be done to the said parties in this behalfe Wee comānd you that if Judgem^t be rendred, then the Record & proces of the judgem^t aforesaid with all things touching & concerning the same to us before our Justices of our Provinciaill Court to be holden att our Citty of S^t Maryes the twenty eighth day of November next ensueing under yo^r hands & Seales distinctly & openly you send that inspeccoñ being had of the Record & proceedings therein we may cause further to be done what of right & according to the Lawes & constitucons of this our Province ought to be done therein And that you cause the said George Wells to be Sumoned to be then & there to heare the same And also that you have there this Writt Witnes our selfe att our Citty of S^t Maryes the twenty fourth day of August in the first yeare of our Dominion over our said Province Annoq̃ Doni 1676. Att which said eight & twentieth day of November came as well the said John & Nathaniel Howell by Robert Carville their Attorney, & the Com^{rs} of Cecil County to witt M^r Augustine Herman, M^r Joseph Hopkins, M^r Henry Ward, M^r Abraham Wilde, & M^r W^m Tolson & made returne of the precept to them directed, & the transcript & proceedings of th Judgem^t of Cecil County Court to the Justices of the Provinciaill Court here under their hands & Seales have sent, the tenor whereof followeth in these words

Att a Court held for Cecil County the one & twentieth day of March 167 $\frac{3}{4}$ & continued the two & twentieth, three and twentieth, foure & twentieth & twenty fifth, in the first yeare of the Dominion of the right Hon^{ble} Charles absolute Lord & Prop^{ty} of the Provinces of Maryland & Avalon Lord Baron of Baltemore by his Lopps Justices thereunto appointed. Present

M ^r Augustine Herman	} M ^r Joseph Hopkins	} Com ^{rs}
M ^r Henry Ward		
M ^r Abraham Wild		

Whereas Cap^t George Wells made itt appeare to the Court, that Cap^t Thomas Howell stood indebted unto him att the tyme of his decease the just sume of two thousand two hundred sixty & seven pounds of tobacco p accompt. the Court hath ordered that the said debt be paid out of the Estate of the said Thomas Howell with costs of suite ats Execucon.

p. 584

	Sheriffes fees—	
	Clerkes ffees—	
	Amerciam ^t —	30.
March 16 th 1673	Cap ^t Thomas Howell D ^r	
	To M ^r Job Walton att request.....	950.
April 4 th 1673	To M ^r W ^m Dunkerton att request.....	550
March 22 th 167 $\frac{3}{4}$	To Cap ^t Tho: Carleton for the use & att request of Cap ^t Howell...}	1542

15 to 5

Liber N N	May 10 th 1675	To one dozen of pills to Nath ^l Howell att. .	30
		For Tho: Howell a pectorall Julip.	60
		Ditto one Cordiall.	40
		To ditto voyage attendance boat & hands. . .	140
			<hr/>
	1674.		3312
		p Contra is C ^r in to ^b	<hr/>
		By 1000 foote of plank. 1000 }	
		By 11 ¹ / ₂ ^{lb} suger att 6 ^d p pound. . . 69 }	1069
			<hr/>
		Rest due to ballance.	2243
		more two p ^d s powder.	24
			2267.
			<hr/>
		Errors excepted p me Geo: Wells	
		To the Worpp ^{al} Justices of Cecil County	
		The humble peticon of George Wells	

Sheweth

That whereas Cap^t Thomas Howell late of the said County stood indebted to yo^r Pet^r to ballance att his decease the just sume of two thousand two hundred sixty seven p^ds of tobacco as by accompt more att large may appeare

Now yo^h Pet^r humbly requests yo^r worpps order for his said debt

And he as in duty bound shall ever &c

True copy examined p Swithen Wells.

As by the same transcript may appeare

Afterwards to witt the day of One thousand six hundred seventy six came before the Justices of the Provincia^l Court aswell the said John & Nathaniel Howell by the said Robert Carville their Attorney as the said George Wells by George Parker his Attorney & the said John & Nathaniel say, that in the Record & proceedings aforesaid as also in the rendring of Judgem^t aforesaid itt is manifestly erroneious in this

That itt doth not appeare by the Record & proceedings aforesaid that any writt or summons issued out ag^t the said John & Nathaniel Howell the Ex^{ts} of Thomas Howell to appeare answer & defend themselves ag^t any suite of the said George Wells prosecuted touching the Estate of their said Testator, which ought to have bin done, otherwise the said County Court ought nor could in Law take any Cognizance of the said George Wells supposed action, & for that
p. 585 reason the whole proceedings are extrajudiciall illegall And erroneious being done ex parte, especially in the case of an Ex^r where there was no privity of his testators supposed debt, which is ag^t Law.

Also itt is erroneious in that itt is said, Whereas Cap^t George Wells made itt appeare to the Court that Cap^t Thomas Howell stood indebted unto him att the tyme of his decease the just sume of two thousand two hundred sixty seven pounds of tobacco as p account.

the Court hath ordered that the said debt be paid out of the Estate of the said Tho: Howell with costs of suite ats Execucōn. Whereas itt doth not appeare how the said debt was proved, or wliether the said account was duely sworne to, to which the said Ex^{rs} ought to have bin su^moned to answer & defend themselves, being otherwise debarred of putting in their just plea of plen^e administravit or the Statute of lymita^ons in barre of the said account being most of itt of above two yeares standing att the comencem^t of the said pretended suite, & ought not to be admitted ag^t a dead mans Estate, or such other legall plea as they should have bin advised, but the Ex^{rs} are condemned unheard which is altogether illegall & erroneious & expressly ag^t the twenty eighth Chapter of the Statute of Magna Charta, in that case made & provided.

Also itt is further erroneious in this, that in the accompt by him exhibitted on which itt is supposed the order of Court was grounded it is said

Cap ^t Tho: Howell is D ^r	15 to 5
To M ^r Job Walton att request.....	95 ^o
To M ^r W ^m Dunkerton at request.....	55 ^o

And itt doth not appeare how the same was proved, or by whom the request was made, nor any receipt or order produced, which ough to be done & sufficiently made appeare, especially in the case of an Ad^r or Ex^r who are but trustees for Credito^{rs} & Legatees, & if itt were only proved by his owne oath is not sufficient, but the order & receipt must be duely proved by testimony—And for the same reasons itt is erroneious in the next Sum of ffifteen hundred forty two p^{ts} of tobacco said to be paid to Cap^t Thomas Carleton for the use & att the request of Cap^t Howell ffurther the acc^t sayes. To a dozen of pills to Nath^l Howell..... 30th to 5

For Cap ^t Tho: Howell a pectorall julipp.....	60
To ditto a voyage attendance w th boat & hands.....	140

The said George Wells ought not to be his owne carver, but ought to have brought his quantum meruit for the same, or proved a positive assumpsit for the same.

Lastly the said George Wells by the credit side sett^s the prices of what was sold him, & yet the Court gives judgem^t ats Execucon, which order is illegall & not warranted by Law And thereupon the said John and Nathaniel Howell say, that in the Record & proces as in the giving of Judgem^t aforesaid itt is manifestly erroneious in the Errors aforesaid by them in forme aforesaid alleadged, & pray that the judgem^t aforesaid be revoaked & adnulled & held for nought And that they in those things w^{ch} they by occasion of the p^rmisses have lost may be restored And that the said George Wells to the Errors aforesaid may answer. Which Record proces & Errors aforesaid being read & heard the said George Wells by George Parker his Attorney prayeth lycense to imparle thereupon untill next Provincially

Liber N N Court & itt is granted unto him, the same day is given to The said
p. 586 John & Nathaniel Howell also.

Now here att this day to witt the Seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annog Doni 1678. came the said parties by their Attorneys aforesaid And the said George Wells by George Parker his said Attorney saith, that in the Record & proves aforesaid & in rendring Judgem^t aforesaid itt is in nothing erred, & prayeth that the aforesaid Justices doe proceed as well to the Examinacon of the Records & proces as to the aforesaid matter for Errors assigned And the said John Howell & Nathaniel Howell as above pray likewise. And hereupon the Record & proces aforesaid to the rendring the judgm^t thereupon, & the aforesaid causes & matters above by the aforesaid plaintiffs for Errors assigned being seen, & by the Justices here fully understood & diligently examined And for that itt appeareth to the same Justices that in the Record & process aforesaid as also in the rendring of judgem^t aforesaid itt is manifestly Erronious. Therefore itt is considered that the judgem^t aforesaid for the Errors in the Record & proces aforesaid be revoaked adnulled & altogether held for nothing And that the said John Howell & Nathaniell Howell unto all things which they as Ex^{rs} as aforesaid by occasion of the judgem^t aforesaid have lost be restored—& also y^t they recover ag^t the said Geo: Wells two thousand three hundred sixty nine p^{ds} to^b costs

Robert Peca } June 18th 1678.

ag^t Henry Stocket } The Defend^t by George Parker his Attorney moves
the Court for a supersedeas & writt of Error to be granted unto him, & that he may have tyme to assigne his Errors untill the session of the next gen^l Assembly, & that the same may then be argued before the upper house of the same Assembly, & itt is granted unto him: the said Henry Stocket giving good security for prosecuteing the same according to Act of Assembly to the Hon^{ble} the Chancelour & shewing such reasons to the Chancelour for the granting thereof as he shall approve & like of

Tho: Smithson }

ag^t

James Hall }

Rich^d Loyd }

ag^t

W^m Singleton }

} These two actions are continued untill next Court.

Jn^o Blomfeild }

ag^t

Ken: Cheseldyn Ex^r

John Jones }

} Kenelm Cheseldyn Ex^{rs} of the last Will & testam^t of John Jones deceased was attached to answer unto John Blomfeild one of the Attorneys of the Provinciaall Court according to the liberties & priviledges &c allowed of a plea wherefore.

Whereas the said John Jones in his life tyme to witt the one & thirtieth day of March in the yeare of our Lord God one thousand six hundred seventy seven had accompted with the said John Blomfeild of divers sumes of tobacco for severall quantityes of liquors to the said John Jones sold & delivered & other tobacco by the same John Blomfeild for the said John Jones att his request laid out & disbursed, & upon that Accompt the said John Jones was found in arreares to him the said John Blomfeild the sume of two thousand seven hundred & one pounds of tobacco And so being therefore indebted the aforesaid John Jones in consideracon thereof did assume upon himselfe & to the said John Blomfeild did faithfully promise to pay to the said John Blomfeild the said sume of two thousand seven hundred & one pds of tobacco when thereunto required And the said John Jones the sume of Eleven hundred sixty five pounds of tobacco part thereof hath in his life tyme satisfied to the said John Blomfeild Nevertheles the said John Jones in his life tyme nor the said Kenelm Cheseldyn Ex^r of the last Will and testament of the said John Jones as to ffifteen hundred thirty six pds of tobacco residue of the said two thousand seven hundred & one pds of tob in no wise regarding but endeavouring & fraudulently intending him the said John Blomfeild of the same ffifteen hundred thiry six pds of tobacco craftily & subtilly to deceive & defraud have not paid though often thereunto requested, but the same to pay hath denyed & the said Kenelm as yet denyeth, whereupon the said John Blomfeild saith he is damnified & hath losse to the Value of three thousand pounds of tob & thereupon bringeth suite

And the said Kenelm Cheseldyn in his proper person cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the ffifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678. came the said John Blomfeild & Kenelm Cheseldyn in their proper persons And the said Kenelm saith nothing in barr or avoidance of the action aforesaid of him the said John, whereupon the said John remaineth ag^t the said Kenelm Ex^r as aforesaid thereof wholly undefended. Therefore itt is considered by the Court here that the said Jn^o Blomfeild recover ag^t the Estate of the said John Jones ~~as well~~ the sume of ffifteen hundred thirty six pounds of tobacco damages occasioned by the trespas aforesaid

Robert Williams	} }
ag ^t	
John Barnes	

Liber N N	Tho: Waghob	} These five actions are agreed
	ag ^t	
	Jacobus Loton	
	Geo: Tite	
	ag ^t	
	Clement Hill	
	Tho: Jones	
	ag ^t	
	W ^m ffurnes	
	Moyes Ex ^{rs}	
	ag ^t	}
	Margery Stone	
	Ex ^x Matt: Stone	

p. 588

To the Hon^{ble} Thomas Notley Esq^r Governo^r & chiefe Justice of Maryland & to the rest of his Lopps Justices of the Provincia^l Court

James Moadesly	} The Answer of W ^m Stevens, John Brooke, Henry Tripp, Stephen Gary, Bartholomew Ennalls & Henry Bradley gent ^l his Lopps Justices of peace for his County of Dorchester within this Province, to the peticoñ of James Moadesly of Dorchester County planter exhibitted by the said Moadesly ag ^t these respondents before yo ^r Hono ^{rs} & upon which yo ^r Hon ^{rs} were pleased to order the respondents to appeare & answer the p ^r misses
ag ^t	
the Com ^{rs} of Dorchester County	

These respondents say, that the said Moadesly was by the County Court of Dorchester County appointed Overseer of the high wayes of Armitage Hundred the said three yeares as by his peticoñ he hath sett forth but that the same was done att the request & by the speciall desire of the said Moadesly, itt being (as he pretended) for his owne conveniency to see the high wayes of the said Hundred well & sufficiently repayred

These respondents further say, that the said Moadesly was p^rsented by John Alford to the grand jury of the said County of Dorchester att a Court there holden the seventh day of Novemb^r one thousand six hundred seventy seven for neglect of his Office of Overseer of the highwayes, & by the said Grand Jury was found fineable two thousand p^ds of tobacco for the same And thereupon afterwards the tenth of Novemb^r following, the Court having first ordered the Clerke to issue forth Sum^{ons} for the said Moadesly to shew cause (if any he had) why he should not be fined according to the said Act of Assembly upon the said p^rsentment, & the said Court being then fully informed of his the said Moadeslys due service with the said Sum^{ons}, they were of opinion that the said Moadesly ought to pay the said fine according to Act of Assembly in that case provided

That the oppression of haveing the said Office imposed upon him oftner then was usuall, was att his own request and seeking. And if itt had not, yet not contrary to the said Act or any other; for that (recourse being had to the Law) yo^r Hono^{rs} will finde that by the same Overseers are to be appointed, & tobacco & labour to be Leavyed equally: so that itt is not ag^t the Law, if they had appointed him overseer seven yeares together, & had itt not bin done by his own seeking, all that could be said of itt was, that he had therein hard measure

That the said Com^{rs} are not bound by the said Law to enable the overseer to impresse assistance, for that by the expresse words of the Law the said Justices are to provide labourers, & if they performe not their duty, the said Law hath also provided for their punishm^t.

Then that the warrant by reason of the date could not be insufficient, for that the Com^{rs} by the Act are only to consult between The first of Septemb^r & the twentieth of Octob^r in every yeare, & not by the Law tyed upp that their warrants shall beare date then & att no other tyme.

The said respondents say, that the Peticon^r was due by sum^{ons} to shew cause why he should not be fined according to Act of Assembly, upon the said presentm^t but if by the laches & neglects of the Clerke the said Sum^{ons} & returne be not entred, the said Com^{rs} say itt is no fault of theirs, nor ought they to suffer for the same. p. 589

That whereas the jury consisted of only Eleven persons was a misentry likewise of the Clerke, these respondents being able to make appeare to yo^r Hono^{rs} by sufficient Evidence that there was sixteen persons sworne & impannelled upon the said Jury, & as the Clerke tooke notice but of Eleven; if he had taken notice of none of them, the said Clerke was upon his Oath, & these respondents humbly conceive itt was none of their busines to see to the Clerkes entring upp of the Record after the Court was done

These respondents further say, that if their Judgem^t was erronious in giving judgem^t before itt was tryed by a petty jury, the Pet^r was not by that barred from reversing the same by writt of Error, & had no need scandalously to complaine in his peticon of the oppressions he suffered by the illegal proceedings of these respondents

That these respondents being then & still his Lopps Justices of the said County of Dorchester doe avow to yo^r Hono^{rs} that the said judgem^t they gave according to their consciences & not out of any spite or malice ag^t the Pet^r that if they have erred in their judgem^t itt was for want of understanding the Law better, & they shall reckon itt no dishonour to them to have a judgem^t of their legally reversed by a Writt of Error in a superiour Court And though these respondents in obedience to the order of yo^r Hono^{rs} have appeared to Answer the p^rmisses, & have sufficiently done the same, & are able to make this their Answer appeare to be true by the Oaths of sufficient Witt-

Liber N N nesses, when yo^r Hono^{rs} shall thinke fitt to appoint, Yet these respondents doe say, that they needed not nor by the law of the land were bound to answer the same before yo^r Hono^{rs} for that the said Alford upon a penall Statute informes ag^t Moadesly, & assignes his breach, he followes itt as well for the Lord Prop^{ty} as himselfe & att last obtaines judgem^t as well for his Lopp as himselfe. If the said Judgem^t were erroneous, Moadesly had his legall course to remedy himselfe, & without he had given security & sued out a Writt of Error the said Justices humbly conceive he ought to have no supseas upon such a scandalous peticoⁿ; but that upon the same these respond^{ts} his Loppes Justices of the said County should be brought over here before yo^r Hono^{rs} to answer itt, they say That for every judgem^t they give & for every mistake of their Clerke for the future they may be liable to the same trouble vexation & expence, so that by serving his Lopp as his Justices in the said County, the malice of a few discontented envious persons may bring them so often over before yo^r Hono^{rs} to answer their proceedings, & to shew a reason for & give accompt of their judgements that they may in a short tyme with the charges & expences thereof be Ruinated impoverished & undone These respondents doubt not but yo^r Hono^{rs} in a legall way will doe justice to Moadesly, & also to Alford, but humbly pray that they may be hence dismissed with their costs & charges in this behalfe wrongfully & vexatiously sustained

p. 590

Which being read & heard itt seemeth to the Justices here this day to witt the eleventh day of June in the third yeare of the Dominion of Charles Lord Baltimore &c Anno^q Doni 1678. that the Record & proces & all proceedings thereupon ag^t the aforesaid James Moadesly are altogether vitious & illegall Itt is therefore this day ordered that the whole proceedings & Record of the County Court of Dorchester County in this cause be adnulled vacated & made void upon the Record of the said County Court And that reference be had in the margent of the aforesaid Record to the folio where the proceedings of this Court & this order shall be entred upon Record of the said County Court And that the said James Moadesly be left to due course of Law for recovery of his charges & damages in this behalfe expended.

John Wade	}	In Ejectm ^t John Slye late of St Maryes County was Attached to answer unto John Wade of a plea wherefore with force & armes one tract of land lying in Charles County called by the name of Coomes Purchase containing two hundred & fifty acres. Also one other tract of land called by the name of Green Spring lying in Calvert County containing Seven hundred acres with the appurtennces which Peter Sayer did Demise to the said John Wade for a terme which is not yet past he did enter, & him from the
ag ^t John Slye		

same did Eject & other harmes to him did to the damage of him the said John Wade & ag^t the peace &c Liber N N

And whereupon the said John Wade by Kenelm Cheseldyn his Attorney complaineth, that whereas the said Peter Sayer the twentieth day of June, in the year of our Lord One thousand six hundred Seventy six did demise the said two tracts of land aforesaid with the appurtenances to him the said John Wade To have & to occupy to him & to his assignes from the said twentieth day of June aforesaid in the yeare aforesaid unto the end & terme of three yeares then next following fully to be compleat & ended By vertue of which Demise the aforesaid John Wade into the aforesaid two tracts of land did enter & so being thereof possessed with the appurtenances the said John Slye afterwards to witt the 20th day of July in the yeare aforesaid with force & armes the said two tracts of land in forme aforesaid with the appurtenances demised for a terme not yet past did enter, & him from the same did eject & other harmes &c and ag^t the peace &c Whereupon the said John Wade saith he is damnified twenty thousand p^ds of tobacco & thereupon he bringeth his suite.

Unlesse the tenant in possession or they under whom he claimes appeare the next Provinciaall Court to this Declaracon & make him or themselves Defend^{ts} thereunto, & by rule of Court confesse Lease entry & Ejectm^t & insist only upon the title, the defend^t in this Declaracon will confesse judgem^t & possession will accordingly be delivered to the plaintiffe. p. 591

To M^r John Allen tenant in possession
of the p^rmisses within mencōned

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltimore &c Annoq³ Doni 1678. came W^m Wells of Charles County & made Oath in open Court, that he delivered to M^r John Allen tenant in possession of the p^rmisses a true copy of the abovesaid declaracōn And the said John Allen being solemnly called appeared not neither by himselfe nor Attorney to defend the p^rmisses, whereupon the said John Wade by Kenelm Cheseldyn his Attorney on the behalfe of the Lessor Peter Sayer prayed that judgem^t might be awarded ag^t the said John Allen by default And also prayed his Lopps Writt to cause him to have possession of the p^rmisses with the appteñces & itt is granted unto him accordingly

John Wade	}	In Ejectm ^t John Slye late of S ^t Maryes County was Attached to answer unto John Wade in a plea wherefore with force & armes one tract of land called Williams Ridge lying in Baltimore County containing two hundred acres with the appurtenances which James Mills Ex ^r of the last Will & testam ^t of Samuell Boston deceased did Demise to the aforesaid John Wade for a terme
ag ^t John Slye		

Liber N N which is not yet past he did enter & him from the same did Eject, & other harmes to him did to the great damage of him the said John Wade & ag^t the peace &c.

And whereupon the said John Wade by Kenelm Cheseldyn his Attorney complaineth, that whereas the said James Mills Ex^r as aforesaid the twentieth day of ffebruary in the yeare of our Lord One thousand six hundred seventy seven did Demise the said tract of land to him the said John Wade with the appurtenñces, to have & to occupy to him & to his assignes from the said twentieth day of ffebruary in the yeare aforesaid unto the end & terme of two yeares thence next following fully to be compleat & ended By vertue of which demise aforesaid the said John Wade into the said tract of land did enter with the appurtenñces & was thereof possessed And he the said John Wade so being thereof possessed the aforesaid John Slye afterwards to witt the first day of March in the yeare aforesaid with force & armes the said tract of land in forme aforesaid Demised with the appurtenñces for a terme which is not yet past did Enter & him from the same did Eject & other harmes to him did to the damage of him the said John Wade seven thousand p^ds of tobacco & ag^t the peace &c

Unlesse the tenant in possession or he under whom he claims doe the next Provinciaill Court appeare to this Declaracon, & make him of themselves defend^{ts} thereunto, & by rule of Court confesse the Lease entry & Ejectm^t & insist only upon the title, the defend^t in this declaracon will confesse judgem^t & possession will accordingly be delivered to the plaintiffe

p. 592 Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore Annoq^o Doni 1678. came James Mills within menconed & made Oath in open Court, that upon the Seventeenth day of April last past he findeing no person in possession or upon the said tract of land that claimes any title thereunto, he the said James Mills did leave a true copy of the aforegoing declaracōn upon the said land in the p^rsence of George Smith Thomas Heath & Tho: Cannon And no person appearing to defend the p^rmisses, the said John Wade by Kenelm Cheseldyn his Attorney on the behalfe of the Lessor James Mills Ex^r Samuel Boston prayed his Lopps writt to cause him to have possession of the p^rmisses with the appurtenñces & itt is granted unto him accordingly.

Edward Husbands	}	John Coode late of S ^t Maryes County other- wise called John Coode of S ^t Maryes County gentl was Sumōned to answer unto Edward Hus- bands of a plea that he render unto him the sume of two thousand nine hundred & forty pounds of tobacco which to him he oweth & unjustly detaineth.
ag ^t		
John Coode		

And whereupon the said Edward Husbands by Robert Carville

his Attorney saith, that whereas the said John Coode the twenty fifth day of April Annoq̃ Doni One thousand six hundred seventy seven by his certaine writeing obligatory sealed with the Seale of him the said John Coode & here in Court produced whose date is the same day & yeare above written, did acknowledge himselfe holden & firmly bounden unto Edward Husbonds the sume of two thousand nine hundred & forty pounds of tobacco payable the tenth day of Octob^r next ensuing the date thereof in S^t Maryes or Calvert County To the which payment well & truly to be made he did binde himselfe his heyres Ex^{ts} Ad^{rs} firmly by those p^rsents Notwithstanding which the said John Coode the said sume of two thousand nine hundred & forty pounds of tobacco unto him the said Edward Husbonds though often thereunto required hath not paid, but the same to pay hitherto hath & still doth altogether deny to the damage of him the said Edward foure thousand p^{ds} of tobacco, & thereupon he bringeth his suite.

And the said John Coode by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the ffifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678. came the said parties by their Attorneys aforesaid And the said John Coode by his said Attorney saith, that as to Nine hundred & forty pounds of tobacco part of the debt in the Declaracon menconed he cannot gainsay for that he oweth the same unto the said Edward Husbonds, two thousand p^{ds} of tobacco the remainder of the said debt being already paid Therefore itt is granted by the Court here, that the said Edward Husbonds recover ag^t the said John Coode as well the sume of nine hundred & forty p^{ds} of tobacco debt As also five hundred & Sixty p^{ds} of tobacco costs of suite

Stephen Murty Ad ^r	} Philip Lynes late of Charles County gentl was Attached To answer unto Stephen Murty Ad ^r of all & singuler the Goods Chattels rights & creditts of John Balley deceased of a plea of trespas upon the case	p. 593
John Balley		
ag ^t		
Philip Lynes		

And whereupon the said Stephen Murty by Robert Ridgely his Attorney complaineth, that whereas the said Philip Lynes the second day of April one thousand six hundred seventy three in consideracon that the said John Balley would buy & procure for him of Marke Cordea thirty barrells of Monadoes beare att two hundred p^{ds} of tobacco p barrell the said Philip did assume upon himselfe & to the said John Balley in his life tyme did faithfully promise, that he the said Philip the said John when thereunto required the sume of six thousand p^{ds} of tobacco for the said thirty barrells of beere would

Liber N N well & truly content & pay And the said Stephen in fact saith, that the said John in his life tyme did procure buy & cause to be delivered to the said Philip the said thirty barrells of Monadoes beer And for the same the said John in his life tyme to the said Marke Cordea did pay six thousand p^{ds} of tobacco & cask Notwithstanding which the said Philip his promise & assumpcon so as aforesaid made little regarding but deviseing & fraudulently intending him the said John Balley of the said six thousand pounds of tobacco so as aforesaid disbursed for him to deceive & defraud, the said sume to him the said John Balley in his life tyme nor to the said Stephen since his death to whom the Ad^{con} of all & singuler the goods Chattells & Creditts of the said John since his death hath bin comitted hath not paid, but the same to pay hath denyed & gainesaid, & the same to pay as yet doth deny & gainsay in retardacon of the Adm^{con} of the said John & to the damage of the said Stephen Eight thousand p^{ds} of tobacco & thereupon he produceth his suite And the said Stephen bringeth into Court here the Letters of Adm^{con} to him granted upon the Estate of the said John Balley, that itt may appeare to the Court here that of the Estate of the said John he hath the Adm^{con}

And the said Philip Lynes by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c and prayeth licence to imparle hereunto untill next Provinciaall Court & itt is granted unto him the same day is given to the plaintiffe also.

Now here att this day to witt the seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq³ Doni 1678. came the said parties by their Attorneys aforesaid And the said Philip by his said Attorney saith that he the said Stephen his accon aforesaid ag^t him the said Philip ought not to have, because he saith, that he the said Philip is not guilty of trespas aforesaid by the said plaintiffe in his said declaracon in manner & forme aforesaid imposed upon him the said Philip, & of this he putts himselfe upon the Countrey, & the said Plaintiffe likewise. Whereupon itt is comanded the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because as well &c Att which said seventeenth day of June in the yeare aforesaid came the said parties by their Attorneys aforesaid And the Jurors impannelled being called likewise came to witt Gilbert Turber-vile, W^m Wells, Edward Williams, Tho: Courtney, Tho: Hinton, Cornelius Johnson, John Cobreath, Abraham Clarke, James Veitch, W^m Hitchcock, Tho: Robison & Jacob Loton who being elected
 p. 594 tryed & sworn To say the truth in the p^rmisses upon their Oaths doe say We finde for the plaintiffe foure thousand Eight hundred ninety foure p^{ds} of tob^o Therefore itt is granted by the Court here that the said Stephen Murty Ad^r as aforesaid recover ag^t the said Philip Lynes as well the sume of foure thousand Eight hundred ninety foure p^{ds} of tobacco damages by the Jurors aforesaid in forme

aforesaid assessed As also Sixteene hundred fifty six p^ds of tobacco Liber N N
costs of suite.

Jarvis Ballard } Henry Smith late of Manokin in Som^rsett County
ag^t } in the Province aforesaid Chirurgion was Attached
Henry Smith } to Answer unto Jarvis Ballard M^rchant in a plea of
trespas upon the case.

And whereupon the said Jarvis by Christopher Rousby his Attorney complaineth, that whereas the said Henry Smith the tenth day of July in the yeare of our Lord One thousand six hundred seventy foure att Manokin in the County of Som^rsett aforesaid had accompted with the same Jarvis Ballard of divers Goods & M^rchandize by the same Jarvis for the said Henry & att his request laid out & disbursed And upon that accompt the aforesaid Henry Smith was found in arrears to him the said Jarvis in sixteen hundred & Seventy foure pounds of tobacco & cask, And so being therefore indebted the said Henry Smith in consideracon thereof did assume upon himselfe & to the said Jarvis then & there faithfully promised to pay to the said Jarvis his heyres or assignes the said sume of sixteen hundred & seventy foure p^ds of good sound M^rchantable tobacco in caske in some convenient place in Wiccocomico River in Som^rsett County aforesaid att or before the tenth day of Octob^r then next ensuing Nevertheless the said Henry Smith the said promise & assumpton in no wise regarding but endeavouring & fraudulently intending him the said Jarvis of the same Sixteen hundred & Seventy foure p^ds of tobacco & cask craftily to deceive & defraud, the same unto him the said Jarvis though often thereunto required hath not paid, but the same to pay altogether denyes, whereupon the said Jarvis saith he is damnified & hath losse to the Value of three thousand p^ds of tobacco & thereupon he bringeth his suite

And the said Henry Smith by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaill Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltmore &c Annoq^o Doni 1678. came the said parties by their Attorneys aforesaid And the said Henry saith nothing in barr or avoidance of the accoⁿ aforesaid of him the said Jarvis in forme aforesaid brought, whereupon the said Jarvis remaineth ag^t the said Henry thereof wholly undefended Therefore itt is granted by the Court here that the said Jarvis Ballard recover ag^t the said Henry Smith as well the sume of Sixteen hundred Seventy foure p^ds of tobacco damages occasioned by the trespass aforesaid, as also five hundred sixty eight p^ds of tobacco costs of suite

Liber N N
p. 595

James Whetcomb } Charles Ballard & Henry Smith late of Som^rsett
agt } County otherwise called Charles Ballard & Henry
Charles Ballard & } Smith both of Som^rsett County in the Province
Henry Smith } of Maryland were Sumoned to Answer unto
James Whetcombe M^rchant in a plea that they
render unto him Nine thousand Eight hundred p^ds of to^b & cask
which to him they owe & unjustly detaine.

And whereupon the said James Whetcomb by Christopher Rousby his Attorney saith, that whereas the said Charles Ballard & Henry Smith the ninth day of ffebruary one thousand six hundred seventy five by their certaine writeing obligatory sealed with the Seales of them the said Charles & Henry here in Court produced whose date the same day & yeare above written, did binde themselves their heyres Ex^{rs} & Adm^{rs} joyntly & severally to pay unto the said James Whetcomb his heyres Ex^{rs} Ad^{rs} & assignes or certaine Attorney the just & full quantity of nine thousand eight hundred pounds of good sound M^rchantable to^b in caske att or upon the tenth day of Octob^r then next ensueing the date thereof convenient in Som^rsett County aforesaid Yet notwithstanding the said Charles & Henry the said nine thousand Eight hundred p^ds of to^b & cask unto him the said James Whetcombe though often thereunto required have not paid nor either of them hath paid, but the same to pay have denyed & each of them still doth altogether deny, whereupon the said James saith he is damnified & hath losse to the Value of twelve thousand p^ds of tobacco & thereupon he brings his suite

And the said Charles Ballard & Henry Smith by Robert Ridgely their Attorney come & defend the force & injury when &c and pray liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto them, the same day is given to the plaintiffe also

Now here att this day to witt the fifteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Anno^q Doni 1678 came the said parties by their Attorneys aforesaid And the said Charles & Henry by their said Attorney say, that as to fourteen hundred twenty two pounds of tobacco part of the said Sume of nine thousand eight hundred p^ds of tobacco in the declarac^{on} above specified they cannot gainsay for that they owe the same unto the said James Whetcombe. the remainder of the said debt being Eight thousand three hundred seventy eight p^ds of tobacco being allready satisfied & paid Therefore itt is granted by the Court here that the said James Whetcombe recover ag^t the said Charles Ballard & Henry Smith as well the sune of fourteen hundred twenty two p^ds of tobacco debt As also five hundred sixty eight p^d of tobacco costs of suite

Henry Stocket &	}	Charles James late high Sheriffe of Cecil County	Liber N N
James Stavely		was Attached to Answer unto Henry Stocket &	
Ad ^{rs} Salmon &		James Stavely Adm ^{rs} of the Goods & Chattels of	
Styles		Thomas Salmon & Nathaniel Styles deceased in	
ag ^t		a plea of trespas on the case	
Charles James		And whereupon the said Henry Stocket & James	
		Stavely by George Parker their Attorney com-	

plaine, that whereas one Roger Ladamore late of the said County, that is to say the one & twentieth day of ffebruary in the yeare of our Lord God one thousand six hundred seventy & five By an account stood indebted unto the said Nathaniel Styles Adm^r of the Goods & Chattels of the said Thomas Salmon in the just sume of sixteen hundred & thirteen p^{ds} of tobacco And for the recovery of which said sume, the said Nathaniel Styles the one & twentieth day of March in the first year of the Dominion of the right Hon^{ble} Charles absolute Lord & Prop^{ry} of the said Province of Maryland &c in the yeare of our Lord God 167⁵ then & continually afterwards had prosecuted out of his Lopps County Court of Cecil County aforesaid one writt of Execucon ag^t the said Roger Ladamore directed to then Sheriffe of Cecil County, by which said Writt the now Lord Prop^{ry} had comanded the said Sheriffe that he should Attach the said Roger Ladamore & him should safely keep so that he should have his body here that is to say att the County Court aforesaid on tuesday the day of One thousand six hundred seventy & six before his Lopps Justices to render unto the said Nathaniel Stiles the said sume of Sixteen hundred & thirteen p^{ds} of tobacco with costs of suite And that he should have there that writt Which said writt the said Nathaniel Styles afterwards & before the returne of the same writt to the said Charles then being Sheriffe of the said County of Cecil delivered in forme of Law to be executed By reason of which said writt afterwards then being Sheriffe of the said County of Cecil aforesaid the said Roger Laramore for the cause aforesaid did take & arrest, & him the said Roger under the custody of the said late Sheriffe then had & kept And the said Roger Ladamore under the custody of the said Sheriffe for the cause aforesaid in forme aforesaid in forme aforesaid [*sic*] being, the said Charles James being Sheriffe of the said County of Cecil aforesaid the said Roger Ladamore out of his custody without the lycence & contrary to the will of the said Nathaniel Styles, the said Nathaniel Styles of the said debt of sixteen hundred & thirteen p^{ds} of tobacco with costs of suite amounting to one hundred ninety & foure p^{ds} of tobacco in all Eighteen hundred & seven p^{ds} of tobacco not being satisfied did suffer freely to goe att large whether he would to the manifest danger of looseing of the debt & costs aforesaid

Liber N N Whereupon they the said Henry & James say that they are the worse & have damage to the Value of foure thousand p^ds of tobacco & thereupon they bring their suite

And the said Charles James by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the plaintifves also

Now here att this day to witt the Seventeenth day of June in the third year of the Dominion of Charles Lord Baltemore &c Annoq^d Dni 1678 came the said parties by their Attorneys aforesaid And the said Charles James by his said Attorney saith, that they the said Henry & James their accon aforesaid ag^t him the said Charles ought not to have, because he saith, that he the said Charles is not guilty of the trespas aforesaid in manner & forme as the said plaintifves in their Declaracon have imposed upon him, & of this he putteth himself upon the Countrey. And the said Henry Stocket & James Stavely by George Parker their Attorney say, by any thing before alleadged
 p. 597 ought not to be debarred from Haveing their action aforesaid, because they say that the said Charles James is guilty of the trespas aforesaid in manner & forme as they the said Henry & James in their said Declaracon have declared, & this they pray may be inquired into by the Countrey, & the Defend^t also. Therefore comand is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c Att which Seventeenth day of June came the said parties by their Attorneys aforesaid And the Jurors impannelled being called likewise came to witt Tho: Stagg, Henry Phippes, Edmond Dennis Richard Keene, Robert Ellys, Edward Turner, Tho: Smith, Hen: Parker Edward Cooke, John Dickson W^m Guither & John Baker who being Elected tryed & sworne to say the truth in the p^misses upon their Oaths doe say Wee finde for the Defend^t Therefore itt is considered by the Court here that the said James recover ag^t the said Henry Stocket & James Stavely the sume of twelve hundred forty foure p^ds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the said plaintifves in mercy for their false claime

Henry Stocket & James Stavely Ad ^{rs} Styles ag ^t Charles James	}	Charles James late of Cecil County gent ^l was Attached to answer unto Henry Stocket & James Stavely Adm ^{rs} of the Goods & Chattells of Nathaniel Styles in a plea of trespas on the case And whereupon the said Henry & James by George Parker their Attorney complaine, that whereas the said Nathaniel Styles the fifth day of July in the year of our Lord God One thousand six hundred seventy & five att the speciall instance & request of the said Charles James had sold & delivered
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unto the said Charles James Goods and M^cchandizes a particular whereof is here in Court produced amounting in the whole to the sume of three thousand three hundred & twelve p^ds of tobacco, the said Charles in consideracon thereof the said fifth day of July in the yeare aforesaid upon himselfe did assume & to the said Nath: Styles did faithfully promise, that he the said Charles the aforesaid Sume of three thousand three hundred & twelve p^ds of tobacco to the said Nathaniel Styles would conveniently pay Notwithstanding w^{ch} the said Charles James the said sume of three thousand three hundred & twelve p^ds of tobacco to him the said Nathaniel Styles in his life tyme nor to them the said Henry Stocket & James Stavely to whom Letters of Adm^{con} was granted hath not paid or satisfied although often thereunto required, but the same to pay or satisfie hath denyed and refused & still doth deny & refuse Whereupon the said Henry & James say they are damnified & have losse to the Value of six thousand p^ds of tobacco & thereupon they bring their suite.

And the said Charles James by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him the same day is given to the plaintiffes also.

Now here att this day to witt the seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^d Dni 1678. came the said plaintiffes by their Attorney aforesaid, & offered themselves ag^t the said Charles James in the plea aforesaid but the said Charles came not but made default. Therefore itt is considered by the Court here that the said Henry Stocket & James Stavely Ad^{rs} as aforesaid recover ag^t the said Charles James as well the sume of two thousand eight hundred ninety two p^ds of tob^b the ballance of the accompt in the Declaracon menconed As also five hundred sixty eight pounds of tobacco costs of suite

Liber N N

p. 598

W ^m Jones	} Thomas Folkes late of Dorchester County was At-
ag ^t	
Tho: Folkes	

tached to answer unto W^m Jones Marryner in a plea of trespas upon the case

And whereupon the said W^m by John Rousby his Attorney saith that whereas the said Thomas the nineteenth day of Novemb^r in the second yeare of the Dominion of the right Hon^{ble} Charles &c bought had & received of the said W^m divers Goods Wares & M^cchandizes a particuler whereof is here in Court brought amounting in the whole to the sume of foure thousand seven hundred & six pounds of tobacco In consideracon whereof the said Thomas did assume upon himselfe & to the said W^m faithfully promise that he the said Thomas the said sume of foure thousand seven hundred & six p^ds of tobacco to him the said W^m when thereunto required would well & truely pay & satisfie Notwthstanding the said Thomas craftily deviseing & intending him the said W^m in this

Liber N N behalfe to defraud, the said sune though often thereunto requested hath not paid to the said W^m but the same to pay doth altogether deny & refuse Whereupon he saith he is damnified & hath losse to the Value of five thousand p^ds of to^b, & thereupon he bringeth suite

And the said Thomas ffolkes by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the plaintiffe also

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq³ Doni 1678. came the said W^m Jones by his Attorney aforesaid & offered himselfe ag^t the said Thomas ffolkes in the plea aforesaid but the said Thomas came not but made default Therefore itt is considered by the Court here, that the said W^m Jones recover ag^t the said Thomas ffolkes as well the sune of foure thousand seven hundred & six p^ds of to^b damages occasioned by the p^rmisses As also fue hundred fifty & two p^ds of tobacco costs of suite

W ^m Taylor	} in Ejectm ^t	W ^m Layton late of Som ^r sett County
ag ^t		planter was Attached to answer unto W ^m
W ^m Layton		Taylor of a plea wherefore by force & Armes one Messuage of One thousand

acres of land in the County aforesaid & lately in the tenure & occupacon of Tho: Jones gentl & which the said Thomas Jones to him the said W^m Taylor demised for a terme not yet past did enter & him from his farme aforesaid did Eject & other Enormities to him did doe to the great damage of him the said W^m Taylor & contrary to the peace of the Lord Prop^{ry} &c

p. 599 And whereupon the said W^m Taylor by Robert Ridgely his Attorney complaineth, that whereas the said Thomas Jones the first day of May in the second yeare of the Dominion of Charles &c Annoq³ Doni One thousand six hundred seventy seven att Som^rsett County aforesaid had Demised to the said W^m Taylor the said Messuage with the appurtenneces called Naseworthys choice lying on the South side of Manokin River & begining att a marked Pyne divideing itt from the land of W^m Glanville, & from thence runing North East along the river the breadth of One hundred & fifty poles to a marked Oak standing opposite ag^t a point of land called the tradeing point, & from thence runing South East upon the South side of a small Creek called the upper forke the length of Six hundred & fifty poles to a marked Pyne upon the South side of the Southermost branch of the upper fforke, & from thence South South West the breadth of one hundred & fifty poles to a marked Oak with a line drawn North West the length of six hundred & fifty poles to the first boulder containing by estimacon One thousand acres or thereabout To have & to hold unto the said W^m Taylor & his assignes from the ffeast of

S^t Marke the Evangelist now last past to the end & terme of three yeares from thence next ensueing & fully to be compleat & ended By vertue of which Demise the said W^m Taylor into the tenem^{ts} aforesaid with the appurtenneces entred & was thereof possessed And so thereof being possessed the said W^m Layton afterward to witt the same first day of May in the second yeare of the Dominion of Charles &c aforesaid into the tenements aforesaid with the appurtenances which the said Thomas Jones to the said W^m Taylor in forme aforesaid did Demise for the terme aforesaid which is not yet past did enter & him from his ffarme aforesaid did eject & other Enormities to him did doe to the great damage of him the said W^m Taylor & ag^t the peace &c whereupon he saith he is the worse & hath damage to the Value of tenn pounds sterl & thereupon he bringeth his suite

Unlesse the tenants in possession or they under whom they clayme doe the next Provinciaall Court appeare to this Declaracon & make themselves defend^{ts} thereunto, & by rule of Court confesse the Lease entry & Ejectm^t & insist only upon the title, the defend^t in this Declaracon will confesse judgem^t & possession will be delivered accordingly to the plaintiffe.

To Andrew Whittington & Richard Chambers Tenants in possession of the p^rmisses within menconed & either of them

Afterwards to witt the Eighth day of October in the second yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1677. came the said W^m Taylor by Robert Ridgely his Attorney And the said W^m Layton by Robert Carvile his Attorney, but because itt appeared to the Court here that the action of Ejectm^t was comenced by the said W^m Taylor as Lesse to the said Thomas Jones ag^t W^m Layton the casuall Ejector, & the said And the said [*sic*] Andrew Whittington & Richard Chambers being named Defend^{ts} instead of the casuall Ejector to try the title to one Messuage of one thousand acres of land, in Som^rsett County late in the tenure or occupacon of the said Tho: Jones, & the Court findeing itt necessary that the bounds of the said persons lands be Surveyed by a Skillfull person according to their respective Patents, & a faire plott and Certificate thereof be returned to the Court, itt is by the Court this day Ordered, that M^r ffancis Jenckins Deputy Survey^r of the said County be especially appointed by this Court & is hereby appointed impowered & comanded to lay out the lands of the said parties according to their ancient meets & bounds runing the lines according to their Patents in the p^rsence of the Sheriffe of the said County, who is hereby comanded & impowered to Sumon & impannell a jury upon the said lands & examine Evidences upon Oath that the truth of the matter may be fully discovered And the said Survey^r is hereby ordered to

Liber N N run his lines according to the Evidence then given & the direction of the Jury, & to returne a Certificate of his proceedings herein & a faire plott distinctly drawn of the lands in question together with the Evidence that was then sworne to the next Provinciaall Court attested under the hand of the said Survey^r Sheriffe & Jurors, that so his Lopps Justices being fully informed of the truth of the p^rmisses may doe therein as to justice appertaineth

Afterwards to witt the three & twentieth day of ffeb^{ry} in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677 came the said Survey^r & made returne of the said Order in these words following viz^t

To the Hon^{ble} Thomas Notley Esq^r chiefe Governo^r & chiefe Justice & the rest of the Hon^{ble} the Justices of the Provinciaall Court.

ffeb^{ry} 5th 1677.

By vertue of an order from the Hon^{ble} the Justices of the Provinciaall Court bearing date att the City of St Maryes the Eighth day of Octob^r in the second yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1677. These are therefore humbly to Certifie that I ffrancis Jenckins Deputy Survey^r under the Hon^{ble} Baker Brooke Esq^r Survey^r Gen^{ll} have resurveyed & laid out the bounds of a parcell of land called Naseworthys choice formerly Surveyed for One thousand acres scituate lying & being on the South side of Monokin River, bounded as followeth, beginging att a marked dead Pine divideing itt from the land of W^m Glanville, thence with a line drawne North East sixty five perches to a marked Pine standing on a high bank by the side of the aforesaid river on the North East side of a point of woodland, thence with a line drawn South East thirty five perches, thence with a line drawn North East one hundred eighty five perches to a marked small Pine standing neer the side of the aforesaid River, thence with a line drawn South East for length into the woods Six hundred & ffifteen perches to a marked white Oak stake sett upon the North East side of a branch, thence with a line drawn South South West one hundred & fifty perches to a marked Oak on the West side of Raggoone branch, & from thence with a line drawn North West till itt intersecteth the North East line run from the first boulder, containing five hundred fifty three acres more or lesse.

Wee the Sheriffe Jury & Deputy Survey^r doe hereby signifie that the severall lines & courses of the land called Naseworthys Choice doth no way touch nor run fowle of any of the land or lands Of Andrew Whittington or Richard Chambers as Wittnes our hands.

p. 601

Tho: Walker Sheriffe

ffrancis Jenckins Deputy Survey^r

John Blozman

Geo: B Betts

W^m Bozman

Thomas Bloyes

Jn^o Painter

Tho: Holbrooke

Owen H Macragh

Richard Kimbell

Geo: Carter

John King

Corn^o c^l Johnson

Benj^a Cotman

Afterwards to witt the three & twentieth day of february aforesaid in the yeare aforesaid Robert Ridgely Attorney for the plaintiffe moved to the Court here, that whereas the aforegoing order of this Court in this cause of the Eighth day of Octobe^r last past was by Robert Carvile Attorney for the Defend^{ts} in the absense of the plaintiffe & his said Attorney surreptitiously obtained, so that by the said order the said plaintiffe in a reall action was concluded unheard contrary to Law And the said Robert Ridgely prayed that the said order & the aforegoing Survey thereupon returned bee sett aside, & a new Survey awarded for the Resurvey of the said parcell of land called Naseworthys Choice according to the ancient meetes & bounds of the Grant thereof issued in the name of Naseworthy Upon the mocon aforesaid & the parties of both sides by their Attorneys being by this Court fully heard, & upon due & mature consideracon of the p^rmisses had & taken by his Lopps Justices here p^rsent. this Court doe adjudge the said former order to be surreptitiously obtained by the Defend^{ts} And that all the proceedings thereon be null & void to all intents & purposes whatsoever, And further doe order, that M^r ffancis Jenckins Deputy Survey^r of Som^rsett County be & is hereby especially appointed & comanded to lay out the aforesaid one thousand acres of land called Naseworthys Choice according to the ancient bounds thereof specified in Nase-worthys Patent (Provided the lines thereof run not into the land of any person Surveyed before the first Survey of the said land And that the said land by the said Survey^r be laid out in p^rsence of the Sheriffe of the said County, who is hereby comanded & im-powered to Sumon & impanell a jury upon the said land who are to be duely sworne by the said Sheriffe to direct the said Survey^r according to the best of their knowledge of the true ancient bounds of the said One thousand acres of land called Naseworthys choice And the said Survey^r is hereby ordered to returne a Certificate of his proceedings herein And also a faire Certificate & platt of the meets & bounds of the said land called Naseworthys choice under his hand & the hands & Seales of the Sheriffe & Jurors aforesaid to his Lopps Justices here, the ninth day of April next, that so his Lopps Justices being fully informed of the truth of the p^rmisses may doe therein as to Justice appertaineth—On which said ninth day of April the aforesaid order was continued untill the Eleventh day of June then next ensueing Att which said Eleventh day of June came the said Survey^r & made a returne of the said order in these words following viz^t

June 1st 1678.

To the Hon^{ble} Thomas Notley Esq^r Liev^t Gen^{ll} & chiefe Governo^r &c & the rest of the Hon^{ble} the Justices of the Provinciaall Court

By vertue of an Order of the Provinciaall Court bearing date the

Liber N N three & twentieth day of february in the third yeare of this Lopps
 Dominion Annoq̃ Doni 1677. granted unto Thomas Jones for the
 p. 602 laying out of a Parcell of land called Naseworthys choice These
 are therefore humbly to Certifie that I ffrancis Jenckins Deputy
 Survey^r under the Hon^{bl} Baker Brooke Esq^r Survey^r gen^l have laid
 out & Resurveyed for the said Thomas Jones the abovesaid parcell of
 land called Naseworthys Choice scituate lying & being on the East
 side of Chesepiake bay on the Southside of Monokin River bounded
 as followeth, begining att a marked dead Pyne divideing itt from a
 parcell of land formerly Surveyed for W^m Glanville standing by a
 small patch of marsh, that trenteth South East from the river into
 the land, thence with a line drawn North East upp the aforesaid
 river side for breadth sixty five perches to a marked Pine on a high
 banck by the said River, thence with a line drawn South East thirty
 five perches, thence with a line drawn North East Eighty five perches
 to a marked small Pyne standing by the side of a marsh of the said
 River, thence with a line drawn South East for length into the
 woods with a line of marked trees six hundred & ffifteene perches
 to an Oak stake notched with sixteen notches & sett upp in a small
 patch of marsh on the North East side of a branch, which branch
 divideth itt from a neck of land formerly granted unto M^r Randall
 Revell, thence with a line drawn down the said branch North fifty
 nine degrees Westerly one hundred & eighteen perches, thence with a
 line drawne South South West twenty three perches, thence with a
 line drawn West thirty five perches thence with a line drawn West
 North West twenty eight perches thence with a line drawn West
 halfe a point Southerly thirty five perches, thence with a line drawn
 West North West forty perches, thence with a line drawn South
 South West twenty eight perches to a marked white Oak standing
 att the foot of a small ascent by a marsh of the aforesaid branch
 which is comonly called tradeing branch, & from thence with a line
 drawn North West foure hundred & forty perches to the first
 bounder, containing foure hundred & seventy acres more or lesse
 Thomas Walker Sheriffe.

p me ffrancis Jenckins Deputy Survey^r

Roger Wolford	Tho: Bloyes	Neh ^a ∞ Covington
Jn ^o Bozman	Andrew Janes	Benj ^a Cotman
Rich ^d R Whitty	Rich ^d Kimball	Jn ^o Shipway
Corn ^s c ¹ Johnson	Jn ^o Painter	Tho: Th Manlove

all Sealed

Which being read & heard this day to witt the ffifteenth day of
 June in the yeare aforesaid the said Thomas Jones by his Attorney
 aforesaid refused to make any further prosecution ag^t the said
 Richard Chambers & Andrew Whittington in the plea aforesaid
 Whereupon a Nonsuite is awarded ag^t him And itt is considered
 by the Court here that the said Andrew Whittington recover ag^t the

said Tho: Jones the sume of Eight hundred thirty six p^{ds} of tobacco Liber N N
 And also that the said Richard Chambers recover ag^t the said Tho:
 Jones the sume of Eight hundred thirty six p^{ds} of tob^o for their
 costs & charges by them about their defence in this behalfe laid out &
 expended And the said Thomas Jones in mercy for his false claime

Stocket & Stavely Adm ^{rs} Styles ag ^t Robert Neave	}	Robert Neave late of Kent County planter other- wise called Robert Neave of Kent County was Sumoned to Answer unto James Stavely & Henry Stocket Adm ^{rs} of all & singuler the Goods Chat- tells rights & Creditts which were of Nathaniel	p. 603
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Stiles deceased of a plea that he render unto them the full & just
 quantity of three thousand one hundred & Eighteen pounds of large
 & bright tobacco which from them he unjustly detaineth

And whereupon the said James & Henry by Robert Ridgely their
 Attorney say, that whereas the said Robert Neave the twelfth day of
 March One thousand six hundred seventy foure by his certaine write-
 ing obligatory sealed with the seale of him the said Robert & here in
 Court produced whose date is the day & yeare aforesaid, did acknowl-
 edge himselfe to owe & stand indebted unto the said Nathaniel Styles
 his heyres Ex^{rs} Adm^{rs} or assignes the full & just quantity of three
 thousand one hundred & eighteen pounds of large & bright tobacco
 with cask to containe the same, to the which payment well & truely
 to be made the said Robert did binde himselfe his heyres Ex^{rs} &
 Adm^{rs} firmly by those p^{rs}ents Notwithstanding which the aforesaid
 Robert Neave the said sume of three thousand one hundred & eight-
 eene p^{ds} of tobacco to him the said Nath^l in his life tyme, nor to the
 said James & Henry since his death to whom Adm^{con} of all & singuler
 the Goods Chattells rights & creditts which were of the said Nathaniel
 in his life tyme since his death hath bin comitted according to the
 tenor of the said writeing obligatory although often thereto re-
 quired hath not paid, but the same to pay hath denyed & as yet doth
 deny in retardacon of the Adm^{con} of the Estate of the said Nathaniel
 Whereupon the said James & Henry say they are damnified & have
 losse to the Value of foure thousand p^{ds} of tobacco & thereupon they
 bring their suite And the aforesaid James & Henry bring into Court
 here the Letters of Adm^{con} to them granted of the Estate of the said
 Nathaniel whereby itt may appeare to the Court here that they
 thereof have the Adm^{con}

And the aforesaid Robert by Christopher Rousby his Attorney
 cometh & defendeth the force & injury when &c and the said Robert
 prayeth the hearing of the writeing obligatory aforesaid & itt is read
 unto him, he also prayeth the hearing of the Condicton of the same
 writeing & itt is read unto him in these words viz^t The condicon
 of this Obligacon is such, that if the above bound Robert Neave
 doe pay or cause well & truely to be paid to Nathaniel Stiles his

Liber N N heyres Ex^{rs} Adm^{rs} or assigns the full & just quantity of ffifteene hundred fifty nine p^{ds} of good large & bright tobacco & caske att or before the last of October next ensueing att some convenient place in Cecil County That then this obligacon to be void & of none effect Else to remaine in full force & vertue Which being read & heard the said Robert by his Attorney aforesaid prayed liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the p^{ts} also

Now here att this day to witt the seventeenth day of June in the third year of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678. came the said Henry & James by their Attorney aforesaid, & offered themselves ag^t the said Robert Neave in the plea aforesaid, but the said Robert came not but made default Therefore itt is granted by the Court here that the said Henry Stocket & James Stavely Adm^{rs} as aforesaid recover ag^t the said Robert Neave as well the sume of three thousand one hundred & eighteen Pounds of tobacco debt As also Six hundred & foure p^{ds} of tobacco costs of suite

p. 604

Henry Stocket & Ja :	}	Bennet Stayres & John Wilkinson late of
Stavely Ad ^{rs} Styles		Kent County planters otherwise called Bennet
ag ^t		Stayres & John Wilkinson were Sumoned to
Bennet Stayres &		Answer unto James Stavely & Henry Stocket
Jn ^o Wilkinson	}	Adm ^{rs} of all & singuler the Goods Chattells
		rights & creditts which were of Nathaniel

Styles deceased of a plea that they render unto them the full & just quantity of six thousand p^{ds} of tobacco & cask which from them they unjustly detain

And whereupon the said James & Henry by Robert Ridgely their Attorney say, that whereas the said Bennet & John the tenth day of July one thousand six hundred seventy six by their certaine writing obligatory sealed with the Seale of the said Bennet & John & here in Court produced whose date is the day & yeare aforesaid did acknowledge themselves to owe & stand indebted unto the said Nathaniel Styles his heyres Ex^{rs} Adm^{rs} or assigns the full & just quantity of six thousand pounds of tobacco & cask, to the which payment well & truely to be made they did binde themselves & either of them joyntly & severally their heyres Ex^{rs} & Adm^{rs} firmly by those p^{rs}ents Notwithstanding which the said Bennet Stayres & John Wilkinson the said sume of six thousand p^{ds} of tobacco to him the said Nathaniel in his life tyme nor to the said James & Henry since his death to whom Adm^{con} of all & singuler the Goods Chattells rights & creditts which were of the said Nathaniel since his death hath bin comitted according to the tenor of the said writeing obligatory although often thereunto required have not paid or satisfied but the same to pay or satisfie have refused & as yet doe refuse and deny in retardacon of the Adm^{con} of the said James & Henry of the

Estate of the said Nathaniel Whereupon they say they are damnified & have losse to the Value of Eight thousand p^ds of tobacco & thereupon they bring their suite And the said James & Henry bring into Court here the Letters of Adm^{con} to them granted of the Estate of the said Nathaniel, that so itt may appeare to the Court here that thereof they have the Adm^{con} Liber N N

And the aforesaid Bennet Stayres & John Wilkinson by Nehemiah Blakiston their Attorney come & defend the force and injury when &c and the said Bennet & John pray the hearing of the writeing obligatory aforesaid & itt is read unto them, they also pray the hearing of the Condicon of the same writeing & itt is read unto them in these words viz^t The Condicon of this Obligacon is such, that if the aboue bounden Bennet Stayres & John Wilkinson or either of them their heyres Ex^{rs} Adm^{rs} or assignes shall well & truely pay or cause to be payd to Nathaniel Styles his heyres Ex^{rs} Adm^{rs} or assignes the full & just Sume or quantity of three thousand p^ds of large & bright tobacco & cask without ground leaves or trash att or upon the tenth of October next ensueing the date abovesaid or upon demand after that then this p^rsent obligacon shall be void & of none effect else to remaine in full force & vertue. Which being read & heard the said Bennet & John pray liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto them, the same day is given to the plaintifves also.

Now here att this day to witt the Seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678. came the said plaintifves by their Attorney aforesaid & offered themselves ag^t the Defend^{ts} in the plea aforesaid, but the said Defend^{ts} came not but made default Therefore itt is considered by the Court here that the said Henry Stocket & James Stavely Adm^{rs} as aforesaid recover ag^t the said Bennet Stayres & John Wilkinson as well the sume of six thousand p^ds of tobacco debt As also five hundred fifty two p^ds of tobacco costs of suite p. 605

Walter Hall ag ^t G VSweringen	}	Garrat VanSweringen late of S ^t Maryes County gentl otherwise called Garret VanSweringen of the Citty of S ^t Maryes Inholder was Summoned to answer unto Walter Hall of a plea that he render unto him the full sume or quantity of foureteen thousand p ^d s of good sound M ^r chantable tobacco in caske which to him he oweth & un- justly detaineth
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And whereupon the said Walter Hall by Robert Ridgely his Attorney saith that whereas the said Garret the twentieth day of ffebruary in the second yeare of the Dominion of Charles Lord Baron of Baltemore &c over Maryland Annoq^{ue} Doni one thousand six hundred seventy six by his certaine writeing obligatory sealed with the Seale of him the said Garret & here in Court produced whose date

Liber N N is the day & yeare aforesaid, did acknowledge himselfe to be holden & firmly bound unto the said Walter Hall in the full sume or quantity of ffourteen thousand pounds of good sound M^cchantable tobacco in caske to be paid to the said Walter Hall or his certaine Attorney his Ex^{rs} Adm^{rs} or assignes To the which paym^t well & truely to be made & done the said Garret did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents. Notwithstanding which the said Garret VanSweringen the said sume of ffoureteen thousand p^ds of tobacco to him the said Walter according to the tenor of the said writeing obligatory hath not paid although often thereunto required, but the same to pay hath denyed & as yet doth deny, whereupon the said Walter saith he is damnified & hath losse to the Value of twenty thousand p^ds of tobacco & thereupon he bringeth his suite.

And the aforesaid Garret by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and the said Garret prayeth the hearing of the said writeing obligatory & itt is read unto him, he prayeth also the hearing of the Condition of the said writeing obligatory & itt is read unto him in these words viz^t The Condition of this obligacon is such that whereas the above named Walter Hall did buy of Samuell Leadbeater & John Cuningham M^cchants a parcell of Goods to the Value of six thousand seven hundred sixty & two p^ds of tobacco, which sume of tobacco the said Walter Hall hath by a certain writeing under his hand & Seale obliged himselfe to pay to the said Cuningham who is since dead Now if the above bound Garret VanSweringen his heyres Ex^{rs} or Adm^{rs} doe & shall pay & satisfie unto the Ex^{rs} or Adm^{rs} of the said Cuningham or any other person that shall be lawfully authorized to receive the same the said sume of six thousand seven hundred sixty & two p^ds of tobacco in discharge of the said Bill & deliver the same cancelled unto the said Walter Hall his Ex^{rs} or Adm^{rs} within twelve months next after the date hereof And also save & keep harmlesse & indemprified the said Walter Hall his heyres Ex^{rs} & Ad^{rs} of & from all manner of actions
 p. 605 suites troubles & damages whatsoever that may Arise or accrue to the said Walter Hall his heyres Ex^{rs} or Adm^{rs} by reason or meanes of the said bill Then this obligacon to be void & of none effect or else to remaine & be in full force & vertue Which being read & heard the said Garret by his Attorney aforesaid prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted him, the same day is given to the pth also

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678, came the said Walter Hall by his Attorney aforesaid & offered himselfe ag^t the said Garret in the plea aforesaid, but the said Garret came not but made default Therefore itt is granted by the Court here, that the said Walter Hall recover ag^t the said Garret

VanSweringen as well the sume of ffoureteen thousand pounds of tobacco debt As also ffive hundred fifty eight p^{ts} of tobacco costs of suite Liber N N

John Paler } Thomas Robinson late of S^t Maryes County other-
 ag^t } wise called Thomas Robinson of the County of
 Tho: Robinson } S^t Maryes planter was sumoned to answer unto
 John Paler in a plea that he render unto him the
 sume of ffoure thousand p^{ts} of tob^o & cask which to him he oweth
 & unjustly detaineth

And whereupon the said John Paler by Nehemiah Blakiston his Attorney saith, that whereas the said Thomas Robinson the twenty fifth day of October One thousand six hundred seventy seven by his certaine bond or writeing obligatory sealed with the Scale of him the said Thomas Robinson & here in Court produced whose date is the day & yeare abovesaid, did confesse & acknowledge himselfe to be holden & firmly bounden unto the said John Paler in the full & just sume or quantity of foure thousand pounds of good sound M^cchantable tobacco in cask to be paid to the said John Paler or to his certaine Attorney his Ex^{rs} Adm^{rs} or assignes in some convenient place upon S^t Clements Hundred in the County aforesaid upon demand, for the which paym^t well & truely to be made the said Thomas did binde himselfe his Ex^{rs} & Adm^{rs} firmly by those p^rsents Yet notwithstanding the said Thomas Robinson the said sume of foure thousand p^{ts} of tobacco in cask to him the said John Paler according to the tenour of the said bond though often thereunto required hath not paid or satisfied, but the same to pay hath hitherto & still doth deny & refuse to the damage of the said John Paler Eight thousand p^{ts} of tobacco & thereupon he brings his suite.

And the said Thomas Robinson by Robert Carville his Attorney comes & defends the force & injury when &c & prayeth the hearing of the said writeing obligatory & itt is read unto him, he also prayeth the hearing of the Condicon of the said writeing obligatory & itt is read unto him in these words. The condicon of this obligacon is such that if the above bounden his Ex^{rs} or Adm^{rs} or assignes doe buy & deliver unto the said John Paler one new hand man Servant betwixt seventeen & twenty three yeares old being a healthfull & sound hand within fifteen or twenty dayes after arrival of the first Shipp in Wiccomico River in the County aforesaid with Servants in her to be sold, that then this p^rsent obligacon to be void & of none effect Or else to remaine in full power force & vertue Which being read & heard the said Thomas Robinson by his Attorney aforesaid prayeth liberty to imparle hereunto untill next Provinciaill Court & itt is granted unto him, the Same day is given to the pth also

p. 607

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq

Liber N N Doni 1678. came the said parties by their Attorneys aforesaid And the said Tho: Robinson by his Attorney saith, that he doth not deny but the said writing in the Declaracon menconed is his Act & Deed, but he saith, the plaintiffe his action thereupon ag^t him ought not to have, because he saith, the said bond of foure thousand pounds of tobacco with Condiscon there under written as aforesaid was entred into by the said Thomas for a debt of two thousand p^ds of tobacco due from the said Thomas to Henry Asberry And that the same writing obligatory was taken in the name of the said John Paler in trust only for the said Henry Asberry, which being made appeare to the Com^{rs} of S^t Maryes County Court, they have long before the filing of the said Originall writt of the said John Paler caused the said principall debt of two thousand pounds of tobacco to be attached in the hands of the said Thomas Robinson for severall debts & costs of suite recovered ag^t the said Henry Asberry in the said Court & have levyed the same of his the said Thomas Goods & chattells as by the Record of the said County Court may appeare By meanes whereof he hath satisfied for the Condiscon of the said bond All which he is ready to averr, & demands judgem^t if the plaintiffe his action aforesaid ag^t him ought to have

And the said John Paler from his action as aforesaid saith he ought not to be debarred, because the said John neither is nor was obliged to nor concerned in trust for the said Henry Asberry as in the plea before alleadged, & that the said Thomas Robinson had effects of the said Henrys in his own hands above the Value of the debts & costs of suite before alleaged to be Levyed by order from S^t Maryes County Court. And further saith that the bill past from the said Robinson to the said Paler was upon a good consideracon satisfied by the said John Paler, & this he is ready to averre, & craves judgem^t of the Court, & the defend^t likewise. Whereupon the p^m-isses being seen & by the Justices here fully understood, itt is considered by the Court that the said John Paler recover ag^t the said Thomas Robinson as well the sume of foure thousand p^ds of tobacco debt As also six hundred & sixteen p^ds of tobacco costs of suite

Randall Revell	} Edmond Beauchamp late of Som ^r sett County
ag ^t	
Edm ^d Beauchamp	} otherwise called Edmond Beauchamp of the
	} County of Som ^r sett in the Province of Mary-
	land was Sumond to Answer unto Randall Revell

of a plea that he render unto him two thousand p^ds of tobacco which to him he oweth & unjustly detaineth

And whereupon the said Randall by Robert Carville his Attorney saith, that whereas the said Edmond upon the thirteenth day of September in the year of our Lord one thousand six hundred seventy seven did binde himselfe his heyres Ex^{rs} Adm^{rs} to pay or cause to be paid to the said Randall the sume of two thousand p^ds of good

sound M^cchantable tobacco & caske att or before the tenth day of October next ensuing the date thereof for a Valuable consideracon allready received to be paid convenient in the County aforesaid Boquetenorton excepted Yet notwithstanding the said Edmond the said sume of two thousand p^ds of tobacco to him the said Randall though often thereunto requested hath not paid or satisfied, but the same to pay hath hitherto denyed & still doth deny & refuse to the damage of the said Randall three thousand p^ds of tob: & thereupon he bringeth his suite Liber N N

And the said Edmond Beauchamp by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him the same day is given to the plaintiffe also p. 608

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Anno^o Dni 1678 came the said Randall Revell by his Attorney afforesaid & offered himselfe ag^t the said Edmond Beauchamp in the plea aforesaid, but the said Edmond came not but made default, therefore itt is granted by the Court here that the said Randall Revell recover ag^t the said Edmond Beauchamp as well the sume of two thousand p^ds of tobacco debt As also six hundred & twenty p^ds of tobacco costs of suite

John Edmondson	} Mary Roe Ex ^s of the last Will & testam ^t of Edward Roe dec ^d was Attached to Answer unto John Edmondson of a plea of trespas upon the case
ag ^t	
Mary Roe Ex ^s Edw ^a Roe	

And whereupon the said John Edmondson by Robert Ridgely his Attorney complaineth, that whereas the said Edward Roe in his life tyme to witt the one & twentieth day of Septemb^r one thousand six hundred seventy five in consideracon that the said Jn^o Edmondson would pay unto Thomas Walker of Som^rsett County nine thousand five hundred p^ds of tobacco upon the accompt & for the proper debt of John Ingram late of Talbot County aforesaid Innholder & for the same procure the said Ingram a discharge from the said Thomas Walker, the said Edward did assume upon himselfe & to the said John did faithfully promise, that he the said Edward him the said John the said sume of nine thousand five hundred p^ds of tobacco would well & truly content & pay in Talbot County aforesaid And the said John Edmondson in fact saith, that trusting to the promise & assumpcion of the said Edward Roe to him the said John in that behalfe so as aforesaid made, the said sume of nine thousand five hundred p^ds of tobacco to him the said Thomas Walker of Som^rsett County aforesaid he the said John Edmondson the twenty fifth day of the same Septemb^r for the accompt & proper debt of the said John Ingram did pay & satisfie,

Liber N N & for the same did procure the said Ingram a discharge from the said Thomas Walker Yet the aforesaid Edward in his life tyme nor the said Mary since his death, to whom the Execucon of the testam^t of the said Edward since his death hath bin comitted, the said John the said sume of Nine thousand five hundred p^ds of tobacco so by the said John to the said Thomas as aforesaid paid have not repaid or satisfied according to the promise of the aforesaid Edward so as aforesaid made, but the same to pay or satisfie have refused & denyed & as yet doth refuse & deny to the damage of the said John Edmondson twelve thousand p^ds of tobacco & thereupon he bringeth his suite

And the said Mary Roe by Robert Carville her Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto her, the same day is given to the plaintiff also.

p. 609 Now here att this day to witt the fourteenth day of June in the third year of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678 came the said parties by their Attorneys aforesaid And the said Mary Roe by her said Attorney saith, that the said Edward did not make such promise & assumpcion to the said John Edmondson as the said John hath above declared & of this he putts himselfe upon the Country And the plaintiffe likewise Therefore itt is commanded the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c Att which said fourteenth day of June in the year afore-said came the said parties by their Attorneys aforesaid And the Jurors impannelled being called likewise came to witt Tho: Staggs, John Darnall, Benj^a Hunt, Roger Baker, Edmond Dennis, Rich^d Keen, Rob^t Ellys, Edward Turner, Tho: Smith, Henry Parker, Edw^a Cooke & Tho: Pattison who being Elected tryed & sworne to say the truth in the p^rmisses upon their Oaths doe say that they finde for the plaintiffe nine thousand five hundred p^ds of tobacco with costs of suite Therefore itt is granted by the Court here that the said John Edmondson recover ag^t the Estate of the said Edward Roe as well the sume of Nine thousand five hundred p^ds of tobacco damages by the Jurors aforesaid in forme aforesaid assessed As also Seventeen hundred & sixteen p^ds of tobacco costs of suite

ffrancis Dorington	}	John Sunderland late of the Clifts in Calvert
ag ^t		County planter Adm ^r of the Goods & Chattels
Jn ^o Sunderland		of James Humes was Attached to answer unto
Ad ^r Humes	}	ffrancis Dorrington of a plea that he render
		unto him one feather bed Curtaines Valiance &

all things to itt belonging to the Value of one thousand six hundred p^ds of tobacco which he unjustly detaineth

And whereupon the said ffrancis Dorrington by George Parker his

Attorney complaineth, that whereas one Cornelius Regann late of Hunting Creek in Calvert County in the Province of Maryland deceased in & by his last Will & testam^t in writing bearing date the second day of Octob^r in the yeare of our Lord God one thousand six hundred seventy & three did give to Sarah the Daughter of James Humes his Ex^r one ffeather bed with Curtaines & Valence & all things to itt belonging, and of the same his lost Will & testam^t did make constitute & appoint his Loveing friend James Humes of the Clifts to be his Ex^r, & afterwards dyed After whose death the said James did taken upon him the burden of the Execution of the said testam^t aforesaid, & in due forme of Law proved the same testament & divers Goods & Chattells which were of the aforesaid Cornelius Regann together with the said feather bed Curtaines & Valence & all things thereunto belonging, which said feather bed & furniture was appraisd to the Value of sixteen hundred pounds of tobacco to the hands and possession of the said James came to be Administred And whereas the said ffrancis Dorrington intermarried with the said Sarah the daughter of the said James, by which the said feather bed curtaines Valence & other things thereunto belonging given aforesaid or the Value thereof ought to be paid & delivered unto him the said ffrancis Dorrington Yet notwithstanding the said James Humes the aforesaid ffeather bed & furniture nor the Value thereof in his life tyme to the aforesaid ffrancis Dorrington nor to the said Sarah the said wife of the said ffrancis hath not paid or delivered according to the true meaning of the said last Will & testam^t nor in any manner for the same given content, nor the said John Sunderland the Adm^r of the Goods & Chattells of the said James since the death of the said James although often thereunto required the said feather bed & furniture hath not paid or delivered or in Any manner for the same given content, but the same to pay & deliver hath denyed & refused & still doth deny & refuse to the great damage of the said ffrancis, whereupon he saith he is damnified & hath losse to the Value of two thousand & five hundred p^{ts} of tobacco & thereupon he bringeth his suite

Liber N N

p. 610

And the said John Sunderland by Robert Carville his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinciall Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the Seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltimore &c Ano^o Doni 1678. came the said parties by their Attorneys aforesaid, & the said John by his said Attorney saith, that the said ffrancis his action aforesaid ag^t him ought not to have, because he is & allwayes was ready & willing to deliver to the said ffrancis the said feather bed & furniture, & that he tendered the same to him the said ffrancis & he refused to Receive the same And this he is ready to verifie, &

Liber N N demands judgem^t if the said ffrancis his action aforesaid ag^t him ought to have

And the said ffrancis saith, that by anything above alleadged he ought not to be barred of his action aforesaid, because he saith that the said John did not tender unto him the feather bed & furniture by the will of the said Regann to Sarah the wife of the said ffrancis bequeathed in such manner & condicon as the same to her by the said Will was bequeathed, nor the Value thereof as the said bed & furniture was appraised in the Inventory of the Estate of the said Regann, & this he prayes may be inquired into by the Countrey, & the defend^t also. Therefore comand is given to the Sheriffe of St Maryes County that he cause to come here twelve &c by whom &s who neither &c to recognizance &c because as well &c

Afterwards to witt the seventeenth day of June aforesaid in the yeare aforesaid came the said parties by their Attorneys aforesaid And the jurors impannell'd being called likewise came, to witt Gilbert Turberville, W^m Wells, Edw^a Williams, Philip Lynes Tho: Hinton, Cornelius Johnson, John Cobreath, Abra^m Clarke, James Veitch, W^m Hitchcock, Tho: Robinson & Jacob Loton who being eleted tryed & sworne to say the truth in the p^rmisses upon their Oaths doe say that they finde for the plaintiffe the bed & furniture Therefore itt is granted by the Court here, that the said ffrancis Dorrington recover ag^t the said John Sunderland Adm^r as aforesaid as well the bed Curtaines Valiance & furniture aforesaid As also One thousand & fifty p^ds of tobacco costs of suite

ffrancis Dorrington	} John Sunderland late of the Clifts in Calvert County planter Adm ^r of the Goods & Chattells of James Humes was attached to Answer unto ffrancis Dorrington in a plea of trespassse on the case
ag ^t	
Jn ^o Sunderland Adm ^r	
James Humes	

And whereupon the said ffrancis Dorrington by George Parker his Attorney complaineth, that whereas upon the fifteenth day of May in the yeare of our Lord God one thousand six hundred seventy & six att the then dwelling house of the said James Humes certaine communication was had & moved between the aforesaid ffrancis Dorrington & the aforesaid James Humes of a concerning Marriage between him the said ffrancis & one Sarah Humes naturall daughter of him the said James Humes to be had & solemnized, upon which said communicacon he the said James Humes then & there in consideracon that the aforesaid ffrancis Dorrington att the speciall instance & request of him the said James would take to his wife the aforesaid Sarah & would Espouse the same Sarah according to the rights & Customes of this Province of Maryland, did assume upon himselfe & to him the said ffrancis did then & there faithfully promise, that he the said James would well & faithfully content pay &

deliver to him the said ffrancis one full equall fourth part of all & singuler the personall Estate of him the said James Humes the whole being equally divided into foure parts, & the said ffrancis Dorrington in fact saith, that he the said ffrancis trysting to the faithfull promise & assumpon of him the said James aforesaid, afterwards to witt the nine & twentieth day of June in the yeare of our Lord God one thousand six hundred seventy & six att the house of the said James Humes upon the Clifts in the said County of Calvert did take to his wife the aforesaid Sarah, & the same Sarah according to the rights and customes of the Province of Maryland then & there Espoused Yet the aforesaid James little regarding his promise & assumption aforesaid, but plotting & fraudulently intending the said ffrancis in that behalfe craftily & subtilely to deceive & defraud, the aforesaid equall fourth part of his said personall Estate or any parcell thereof according to his promise & assumpon so as aforesaid made in his life to the aforesaid ffrancis Dorrington hath not paid or delivered nor in any manner for the same given content, nor the said John Sunderland since the death of the said James Humes Adm^r of the Goods & Chattells of the said James Humes although often thereunto required the said one full equall part of all & singuler the personall Estate of the said James Humes hath not paid or delivered nor in any manner for the same given content By which he the said ffrancis Dorrington divers comodities profitts & advantages might have had & gained if the aforesaid James his promise & assumpon aforesaid in forme aforesaid had performed hath totally lost & is deprived of, whereupon the said ffrancis saith that he is damnified & hath damage to the Value of twenty foure thousand pds of tobacco & thereupon he bringeth his suite.

And the said John Sunderland by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the Seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678 came the said parties by their Attorneys aforesaid And the said Jn^o Sunderland by his said Attorney saith, that the said James Humes did not assume upon himselfe nor to the said ffrancis make such promise as the said ffrancis hath above imposed upon him, & of this he putts himselfe upon the Countrey & the plaintiffe also Therefore comand is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because as well &c

Att which said Seventeenth day of June in the yeare aforesaid came the said parties by their Attorneys aforesaid And the jurors impannelled being called likewise came to witt Gilbert Turberville, W^m Wells, Edward Williams, Philip Lynes, Tho: Hinton, Cornelius

Liber N N Johnson, John Cobreath, Abraham Clarke, James Veitch, W^m Hitchcock, Tho: Robinson & Jacob Loton who being elected tryed sworne to say the truth in the p^rmisses upon their Oaths doe say that the said James Humes did assume upon himselfe in his life tyme in manner & forme as the aforesaid ffrancis Dorrington hath declared ag^t him Therefore itt is considered by the Court here that the said ffrancis Dorrington recover ag^t the said Jn^o Sunderland Ad^r as aforesaid his damages by occasion of the trespas aforesaid But because itt is not known to the Court here what damages the said ffrancis Dorrington hath sustained in this behalfe Itt is therefore ordered that a Writt of Inquiry of damages issue returnable att the next Provinciaall Court

Tho: Welborne & Comp ^a	}	John Saunders late of Charles County
& at		otherwise called John Saunders of Charles
ag ^t		County in the Province of Maryland
John Saunders		M ^r chant was Sumoned to answer unto
		Nicholas Page Thomas Welborne & Comp ^a

& Amos Bonvile in a plea that he render unto them the sume of fifty two thousand pounds of tobacco which to them he oweth & unjustly detaineth

And whereupon the said Nicholas Page Thomas Welborne & Amos Bonvile by Kenelm Cheseldyn their Attorney Say, that whereas the said John Sanders did the fourteenth day of May in the yeare of our Lord One thousand six hundred Seventy seven by his certaine writinge obligatory sealed with the Seale of the said John here in Court produced whose date is the same day & yeare above written acknowledged himselfe to stand firmly bounden & justly indebted unto the said Nicholas Page Tho: Welborne & Comp^a & Amos Bonvile their heyres Ex^{rs} Adm^{rs} & assignes in the full & entire sume of ffifty two thousand pounds of good sound M^rchantable tobacco & cask to be paid unto the parties aforesaid conveniently in Portobacco & Nangemy Creek in the County & Province abovesaid att or before the tenth day of Octob^r next ensueing, to the true & punctuall payment of which he the said John Saunders did binde himselfe his heyres Ex^{rs} Adm^{rs} firmly by those p^rsents Notwithstanding which the said John Sanders the said sume of ffifty two thousand p^ds of tobacco hath not paid to them the said Nicholas Page Tho: Welborne & Comp^a & Amos Bonvile though often thereunto required according to the tenor of his said writinge obligatory, but the same to pay hitherto hath & still doth deny to pay to the damage of the said Nicholas Page Tho: Welborne & Comp^a & Amos Bonvile the sume of ffifty five thousand pounds of tobacco & thereupon they bring their suite

And the said John Saunders by Robert Ridgely his Attorney doth come & defend the force & injury when &c and prayeth hearing the

writing aforesaid, he prayeth also hearing the Condition of the said writing & itt is read unto him in these words The Condition of this obligacon is such, that if the above bounden John Allen & Jn^o Saunders their heyres Ex^{rs} Adm^{rs} or assignes or any or either of them shall doe well & truely pay or cause to be paid unto Cap^t Nicholas Page M^r Thomas Welborne Amos Bonville or any or either of them or any or either of their heyres Ex^{rs} Adm^{rs} Attorney or Attorneys the full & just sume of Twenty & six thousand p^ds of good sound M^rchantable Tobacco & cask conveniently on Portobacco & Nanjemmy Creekes according to the tyme above menconed Then this p^rsent obligacon to be frustrate void & of none effect, otherwise to be & remaine in full force & vertue which being read & heard the said John Saunders by his Attorney aforesaid prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the plaintiffes also.

p. 613

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678. came the said p^rts by their Attorneys aforesaid & offered themselves ag^t the said John Saunders in the plea aforesaid, but the said John Saunders came not but made default Therefore itt is graunted by the Court here that the said Nicholas Page Thomas Welborne & Amos Bonville recover ag^t the said John Saunders as well the sume of fifty two thousand pounds of tobacco debt as also five hundred forty foure p^ds of tobacco costs of suite

Tho: Welborne	{	John Saunders late of Charles County otherwise
& Comp ^a		called John Sanders of Charles County in the Prov-
ag ^t		ince of Maryland M ^r chant was Sumoned to answer
John Saunders	}	unto Thomas Welborne & Comp ^a in a plea that he
		render unto them the sume of Seventeen thousand
		one hundred twenty foure pounds of tobacco which to them he oweth
		& unjustly detaineth

And whereupon the said Thomas Welborne & Comp^a by Kenelm Cheseldyn their Attorney say, that whereas the said John Saunders the thirtieth day of July in the yeare of our Lord one thousand six hundred seventy seven did by his certaine writeing obligatory sealed with the seale of the said John Saunders here in Court produced whose date is the same day & yeare above written, acknowledged himselfe held & firmly bound unto Thomas Welborne M^rchant & Comp^a in the full sume of seventeen thousand one hundred twenty & foure pounds of good sound M^rchantable tobacco & cask to be paid to the said Thomas Welborne & Comp^a their Ex^{rs} Adm^{rs} & assignes To the which paym^t well & truely to be made he did binde himselfe his heyres Ex^{rs} Adm^{rs} firmly by those p^rsents Notwithstanding which the said John Saunders the said sume of Seventene thousand one hundred twenty foure pounds of tobacco to him the said Tho:

Liber N N Welborne & Comp^a hath not paid according to the tenor of his said writeing obligatory, but the same to pay hitherto hath & still denyes to pay to the damage of the said Tho: Welborne & Comp^a the sume of twenty thousand p^ds of tobacco & thereupon they bring their suite

And the said John Saunders by Robert Ridgely his Attorney doth come & defend the force & injury when &c and prayeth hearing the said writeing obligatory & itt is read unto him, prayeth also the heareing of the Condicon of the said writeing & itt is read unto him in these words The Condicon of this obligacon is such, that if the above bound John Saunders his heyres Ex^{rs} & Adm^{rs} or any of them doe & shall well & truely pay or cause to be paid unto the above named Tho: Welborne or Comp^a their Ex^{rs} Adm^{rs} & assignes Attorney or Attorneys upon order of them or any of them the full & just quantity of Eight thousand five hundred sixty & two p^ds of good sound M^cchantable tobacco & cask cleer of grounds seconds trash att some convenient place in Wiccocomico River in Charles
p. 614 County att or upon the Tenth day of Octob^r next ensueing the date hereof without fraud covin or delay Then this p^rsent obligacōn to be void & of none effect or else to be & remaine in full force & vertue. Which being read & heard the said John Saunders by his Attorney aforesaid prayeth liberty to imparle hereunto untill next Provinciall Court & itt is granted unto him, the same day is given to the p^{rs} also.

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^o Doni 1678. came the said plaintiffes by their Attorney aforesaid & offered themselves ag^t the said John Saunders in the plea aforesaid, but the said John came not but made default Therefore itt is granted by the Court here that the said Thomas Welborne & Comp^a recover ag^t the said John Saunders as well the sume of seventeen thousand one hundred twenty foure pounds of tobacco debt As also five hundred forty foure p^ds of tobacco costs of suite

Robert Ellys	}	Richard Chillman late of S ^t Maryes County
ag ^t		otherwise called Richard Chillman of the City of
Richard Chillman		S ^t Maryes in the Province of Maryland gentl

was Sumoned to answer unto Robert Ellys of a plea that he render unto him the sume of three thousand six hundred p^ds of good tobacco which to him he owes & unjustly detainies.

And whereupon the said Robert Ellys by Robert Carvile his Attorney saith, that whereas the said Richard Chillman upon the twenty second day of June in the second yeare of the Dominion of Charles &c Annoq^o Doni one thousand six hundred Seventy seven by a certaine bill or writeing obligatory under his hand & Seale ready to be produced in Court whose date is the day & yeare above written, did confesse & acknowledge himselfe to be holden & firmly bound to the

said Robert Ellys in the full & just sume of three thousand six hundred pounds of good sound M^cchantable tobacco in caske to be paid to the said Robert Ellys or to his heyres Ex^{rs} Adm^{rs} or assignes in some convenient place in the said County Yet notwithstanding the said Richard the said Sume of three thousand & six hundred p^{ds} of tobacco to him the said Robert though often thereunto requested hath not paid or satisfied, but the same to pay & satisfie hath hitherto denyed & still doth deny to pay the same to the damage of the said Robert five thousand six hundred pounds of tobacco & thereupon he bringeth his suite

And the said Richard Chillman by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Ano^q Doni 1678. came the said parties by their Attorneys aforesaid And the said Richard by his said Attorney saith, that as to two thousand two hundred p^{ds} of tobacco he cannot gainsay for that he oweth the same unto the said Robert Ellys, the remainder of the said debt in the declaracon menconed being allready paid Therefore itt is granted by the Court here that the said Robert Ellys recover ag^t the said Richard Chillman as well the sume of two thousand two hundred pounds Of tobacco debt As also five hundred fifty two p^{ds} of tobacco costs of suite. p. 615

James Lewis	} Morgan Jones Adm ^r of the Goods & Chattels of
ag ^t	
Morgan Jones	
Ad ^r Charlesworth	

Geo: Charlesworth deceased was Attached to
answer unto James Lewis of a plea of trespass of
the case

And whereupon the said James by Robert Carvile his Attorney saith, that whereas the said George in his life tyme to witt the first day of Septemb^r in the yeare of our Lord one thousand six hundred seventy five had bought & received of the said James Lewis one Mare & a horse att the rate of foure thousand p^{ds} of tobacco And the said James did att the speciall instance & request of the said George lend unto him the said George two thousand one hundred p^{ds} of tobacco which was due from one Henry Ryder by bill And the said James did also sell & deliver to him the said George one fatt Cowe att the rate & price of seven hundred p^{ds} of tobacco, & one quarter of Veale att the price of sixty p^{ds} of tobacco All which sumes doe in the whole amount unto the sume of six thousand eight hundred & sixty p^{ds} of tobacco, he the said George in consideracon thereof did assume upon himselfe & to the said James did faithfully promise that he the said George the said sume of six thousand eight hundred & sixty pounds of tobacco to him the said James

Liber N N when he should be thereunto lawfully requested would well & truly content & pay Yet notwithstanding the said George his promise & assumption aforesaid little regarding, but devising & fraudulently intending him the said James in this behalfe craftily & subtilly to defraud & deceive, the said George in his life tyme or the said Morgan since his death the said sume of six thousand eight hundred & sixty p^ds of tobacco to him the said James though often thereunto required hath not paid or satisfied, but the same to pay & satisfie have hitherto denyed & refused & still doe deny & refuse to the damage of the said James tenn thousand p^ds of tobacco & thereupon he bringeth his suite

And the said Morgan Jones by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him the same day is given to the plaintiffe also

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678. came the said James Lewis by his Attorney aforesaid & offered himselfe ag^t the said Morgan Jones in the plea aforesaid, but the said Morgan came not but made default, therefore itt is granted by the Court here, that the said James Lewis recover ag^t the Estate of the said George Charlesworth as well the sume of Six thousand eight hundred & Sixty p^ds of tobacco damages occasioned by the trespas aforesaid As also Eight hundred thirty two p^ds of tobacco costs of suite.

Symon Reider ag ^t G VSweringen	}	Garret VanSweringen late of S ^t Maryes County otherwise called Garret VanSweringen of the County of S ^t Maryes Innholder was sumoned to Answer unto Symon Reider of the same County and Province in a plea that he render unto him the just quantity of three thousand pounds of good sound M ^r chantable tobacco & caske which to him he oweth & unjustly detaineth.
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p. 616 And whereupon the said Symon Reider by Nehemiah Blakiston his Attorney saith, that whereas the said Garret VanSweringen upon the fifteenth day of Novemb^r one thousand six hundred seventy six by his certaine bill or writeing obligatory sealed with the seale of him the said Garret & here in Court produced whose date is the day & yeare aforesaid did confesse & acknowledge himselfe to be holden & firmly bound unto the said Symon in the full & just Sume of three thousand p^ds of good sound M^rchantable tobacco & cask in hand to be paid to the said Symon Reider or his certaine Attorney his heyres Ex^{rs} & Adm^{rs} or assignes upon demand in S^t Maryes County To the which paym^t well & truly to be made, the said Garret did binde himselfe his heyres Ex^{rs} & Ad^{rs} in the whole & for the whole firmly by those p^sents Notwithstanding which the said Garret Van-

Sweringen the said sume of three thousand pounds of tobacco to him the said Symon Reider according to the tenor of the said bill obligatory though often thereunto required hath not paid, but the same to pay hath refused & denyed & to pay the same as yet doth refuse & deny, whereupon the said Symon Reider saith he is damni-fied & hath losse to the Value of six thousand p^{ds} of tobacco & thereupon he bringeth his suite Liber N N

And the said Garret VanSweringen by Robert Carville his At-torney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinciale Court & itt is granted unto him the same day is given to the pth also

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltamore &c Annoq^o Doni 1678 came the said parties by their Attorneys aforesaid And the said Garret by his said Attorney saith, that he hath paid unto the said Symon two thousand thirty & five pounds of tobacco part of the said sume of three thousand pounds of tobacco And as for nine hundred sixty & five p^{ds} of tobacco the remainder of the said sume of three thousand pounds of tobacco he is content that judgem^t passe ag^t him for the same Therefore itt is granted by the Court here that the said Symon Reider recover ag^t the said Garret as well the sume of Nine hundred sixty & five p^{ds} of tobacco debt As also p^{ds} of tobacco costs of suite.

Bennet Marchegay ag ^t Tho: Helgar	}	Thomas Helgar late of Charles County other-wise called Thomas Helgar of Charles County in the Province aforesaid planter was Sumoned to answer unto Bennet Marchegay in a plea that he render unto him the sume of three thousand & thirty p ^{ds} of tobacco which to him he oweth & unjustly detaineth
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And whereupon the said Bennet by Kenelm Cheseldyn his At-torney saith, that whereas the said Tho: Helgar the sixteenth day of ffebruary in the yeare one thousand six hundred seventy six, did by his certaine writeing obligatory sealed with the Seale of the said Thomas here in Court produced whose date is the same day & yeare above written, did binde himselfe his heyres Ex^{rs} Adm^{rs} to pay or cause to be paid unto the said Bennet Marchegay of the County & Province aforesaid his Ex^{rs} Adm^{rs} the just & neate quantity of three thousand & thirty p^{ds} of tobacco sound & M^{ch}antable in cask att or upon the tenth day of Octob^r next ensueing the date Thereof att some convenient landing in Portobacco Creek, itt being For divers goods & M^{ch}andizes formerly received by me of the said Bennet Notwithstanding which the said Thomas Helgar the said sume of three thousand & thirty pounds of tobacco though often required the same hath not paid to him the said Bennet according to the tenor of his said writeing obigatory, but the same to pay hitherto hath &

Liber N N still doth deny to the damge of the said Bennet the sume of foure thousand pounds of tobacco & thereupon he bringeth his suite

And the said Thomas Helgar by Robert Carville his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltmore &c Annoq Doni 1678. came the said Bennet by his Attorney aforesaid & offered himselfe ag^t the said Thomas Helgar in the plea aforesaid, but the said Thomas came not but made default Therefore itt is granted by the Court here that the said Bennet Marchegay recover ag^t the said Thomas Helgar aswell the sume of three thousand & thirty pounds of tobacco debt As also five hundred forty foure p^ds of tobacco costs of suite

Geo: Markes ag ^t G VSweringen	}	Garret VanSweringen late of S ^t Maryes Citty Inholder otherwise called Garret VanSweringen of the Citty of S ^t Maryes in the Province of Maryland gent ^l was Sumoned to Answer unto George Markes of a plea that he render unto him the just & neat quantity of Seven thousand foure hundred pounds of good sound M ^r chantable tobacco & cask which to him he oweth & unjustly detaineth
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And whereupon the said George Markes by Robert Ridgely his Attorney saith, that whereas the said Garret the fourth day of August one thousand six hundred seventy seven by his certaine bill obligatory sealed with the seale of him the said Garret & here in Court produced whose date is the day & yeare aforesaid, did acknowledge & confesse himselfe to be owing & stand justly indebted unto the said George Markes of the towne of Port Royall in the Island of Jamaica Marryner for the accompt & proper use of M^r John Moll of the aforesaid Island of Jamaica in the just & neat quantity of Seven thousand foure hundred p^ds of good sound M^rchantable tobacco & cask to be paid unto the abovesaid George Markes or John Moll or either of their Lawfull Attorneys att or upon the tenth day of Octob^r next ensuing the date of the same bill Obligatory att some convenient Plantacons in S^t Maryes County, to the true performance whereof the abovesaid Garret VanSweringen did thereby binde himselfe his heyres Ex^{rs} Adm^{rs} or ass^s firmly by those p^sents Notwithstanding which the said Garret the said seven thousand foure hundred p^ds of tobacco to them the said George Markes or John Moll although often thereunto required according to the tenor of the said bill obligatory hath not paid, but the same to pay hath denyed & refused & to pay the same as yet doth deny & refuse, whereupon the said George Markes saith he is damnified & hath losse to the Value of tenn thousand p^ds of tobacco & thereupon he bringeth his suite.

And the said Garret VanSweringen by Robert Carville his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to Imparle hereunto untill next Provinciaall Court & itt is granted unto him the same day is given to the pⁿ also

Liber N N

p. 618

Now here att this day to witt the thirteenth day of June in the third year of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678. came the said George Markes by his Attorney aforesaid & the said Garret VanSweringen in his proper person came also And the said Garret saith nothing in barr or avoidance of the action aforesaid of him the said George Markes, whereby the said George remaineth ag^t the said Garret thereof wholly undefended Therefore itt is considered by the Court here that the said George Markes recover ag^t the said Garret VanSweringen as well the sume of seven thousand foure hundred p^{ts} of tobacco debt As also five hundred thirty six p^{ts} of tobacco costs of suite

George Markes	} Garret VanSweringen Adm ^r of all & singuler the Goods Chattels rights & creditts which were of John Deery deceased was Sumoned to answer unto George Markes of a plea that he render unto him the just & neat quantity of foure thousand three hundred sixty & one pounds of good sound M ^r chantable tobacco & cask which from him he unjustly detaineth
ag ^t	
G VSweringen Adm ^r	
John Deery	

And whereupon the said George Markes by Robert Ridgely his Attorney saith, that whereas the said John Deery in his life tyme to witt the twenty fourth day of September one thousand six hundred seventy seven by his certaine bill obligatory sealed with the seale of the said John & here in Court produced whose date is the day and yeare aforesaid, did acknowledge & confesse himselfe to be oweing & stand justly indebted unto George Markes of Port Royall in Jamaica Marryner in the just & neat quantity of foure thousand three hundred sixty & one pounds of good sound M^rchantable tobacco & cask to be paid unto the abovesaid George Markes his heyres Ex^{rs} Adm^{rs} or assignes on all demands in some convenient Plantacons in S^t Maryes County to the true performance whereof the abovesaid John Deery did thereby binde himselfe his heyres Ex^{rs} Adm^{rs} & assignes firmly by those p^sents, Notwithstanding which the said John Deery in his lifetyme nor the said Garret VanSweringen since his death to whom Adm^{con} of all & singuler the Goods Chattells rights & creditts which were of the said John Derry in his life tyme since his death hath bin comitted, the said sume of foure thousand three hundred sixty & one p^{ts} of tobacco to him the said George Markes according to the tenor of the said bill obligatory although often thereunto required hath not paid, but the same to pay hath refused & denyed & to pay the same as yet doth refuse & deny, whereupon the said George Markes saith he is damnified & hath losse to

Liber N N the Value of five thousand p^ds of tobacco & thereupon he bringeth his suite.

And the said Garret by Robert Carville his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the p^t also.

Now here att this day to witt the thirteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678. came the said George Markes by his Attorney aforesaid
 p. 619 And the said Garret in his proper person came also And the Said Garret saith nothing in barr or avoidance of the action aforesaid of him the said George Markes whereby the said George remaineth ag^t the said Garret thereof wholly undefended Therefore itt is granted by the Court here that the said George Markes recover ag^t the said Garret VanSweringen Adm^r as aforesaid as well the sume of foure thousand three hundred sixty & one pounds of tobacco debt As also five hundred thirty six p^ds of tobacco costs of suite

Marke Cordea ag ^t G VSweringen	}	Garret VanSweringen late of S ^t Maryes Citty gentl otherwise called Garret VanSweringen of S ^t Maryes County in the Province of Maryland gentl was sumoned to answer unto Marke Cordea of a plea that he render unto him the full & just sume of Eight thousand three hundred sixty & two p ^d s of good sound M ^r ch ^{ble} tobacco & cask which to him he oweth & unjustly detaineth
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And Whereupon the said Marke Cordea by Robert Ridgely his Attorney saith, that whereas the said Garret the Eighteenth day of May one thousand six hundred seventy seven by his certaine bill obligatory sealed with the seale of him the said Garret & here in Court produced whose date is the day & yeare aforesaid, did acknowledge himselfe to owe & stand indebted unto the said Marke Cordea the full & just sume of Eight thousand three hundred sixty & two pounds of good sound M^rchantable tobacco & cask to be paid to the said Marke Cordea his heyres Ex^{ts} Adm^{rs} or assignes convenie[nt] in the County of S^t Maryes itt being the ballance of all accompts from the begining of the world to that day To the which paym^t well & truely to be made the said Garret did binde himselfe his heyres Ex^{ts} Adm^{rs} or assignes firmly by those p^rsents Notwithstanding which the said Garret VanSweringen the said sume of Eight thousand three hundred sixty & two p^ds of tobacco to him the said Marke Cordea according to the tenor of the said bill obligatory although often thereunto required hath not paid but the same to pay hath refused & denyed & to pay the same as yet doth refuse & deny Whereupon the said Marke Cordea saith that he is damnified & hath losse to the Value of tenn thousand p^ds of tobacco, & thereupon he bringeth his suite

And the said Garret by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the pⁿ also Liber N N

Now here att this day to witt the thirteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678 came the said Marke Cordea by Robert Ridgely his said Attorney And the said Garret in his proper person came also And the said Garret saith nothing in barre or avoidance of the action aforesaid of him the said Marke Cordea whereby the said Marke remaineth ag^t the said Garret thereof wholly undefended Therefore itt is granted by the Court here that the said Marke Cordea recover ag^t the said Garret VanSweringen as well the sume of Eight thousand three hundred sixty two p^{ds} of tobacco debt As also five hundred thirty six p^{ds} of tobacco costs of suite

Marke Cordea } ag ^t Peter Mills	} Peter Mills late of S ^t Maryes County planter was } Attached to answer unto Marke Cordea of a plea } whereforce by force & armes one brown bay Mare of } about five yeares old of the price of three thousand } pounds of tobacco & one stone Colt of about a yeare old of the price } of one thousand p ^{ds} of tobacco of the proper Goods and Chattells } of the said Marke Cordea att New Towne in the County aforesaid } lately found, he the said Peter did take away, & them from thence } to the Plantacon of the said Peter in the County aforesaid did lead } away, & the said Mare by rideing & other worke did so over labour } that att the Plantacon of the said Peter aforesaid by his over rideing } & over workeing her she the said Mare dyed, & the said Peter the } said colt to certaine persons unknown did sell to the great damage } of the said Marke Cordea & ag ^t the peace of the right Hon ^{ble} the Lord } Prop ^{ry} that now is	p. 620
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And whereupon the said Marke Cordea by Robert Ridgely his Attorney complaineth, that whereas the said Peter Mills the tenth day of April in the second yeare of the Dominion of Charles &c Annoq̃ Doni 1677. by force & armes one brown bay mare of about five yeares old of the price of three thousand p^{ds} of tobacco, & one Stone Colt of about a yeare old of the price of one thousand p^{ds} of tobacco of the proper Goods & Chattells of the said Marke Cordea att Newtown in the County aforesaid lately found he the said Peter did take away, & the said Mare by rideing & other worke did so over labour that att the plantacon of the said Peter aforesaid by his over rideing & over working her she the said Mare dyed, & the said Peter the said Colt detained in his Plantacon aforesaid And the said Colt to certaine persons unknown did sell to the great damage of the said Marke Cordea & ag^t the peace of the right Hon^{ble} the Lord Prop^{ry} that now is whereupon the said Marke saith he hath losse & is worse

Liber N N to the Value of five thousand p^ds of tobacco & thereupon he brings suite

And the said Peter Mills by Robert Carville his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the p^t also.

Now here att this day to witt the Seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^o Doni 1678. came the said parties by their Attorneys aforesaid & the said Peter Mills by his said Attorney saith, that he is not guilty of the trespas above by the said Marke imposed upon him, & upon this he putts himselfe upon the Countrey, & the said plaintiffe also Therefore itt is comanded the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c because as well &c Att which said seventeenth day of June in the yeare aforesaid came the said parties by their Attorneys aforesaid, & the jurors impannelled being called likewise came to witt, Tho: Stagg, Benja^a Hunt, Edmond Dennis, Richard Keene, Robert Ellys, Edward Turner, Tho: Smith, Henry Parker, Edward Cooke, John Dickson, W^m Guither & John Baker who being elected tryed & Sworne to say the truth in the p^rmisses upon their Oaths doe Say that the said Peter Mills is not guilty of the trespas above imposed upon him Whereupon itt is granted by the Court here that the said Peter Mills recover ag^t the said Marke Cordea the sume of twelve hundred & one pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out & expended And the said Marke Cordea in mercy for his false clayme

p. 621 Marke Cordea } ffances Lucas late of S^t Maryes County Widdow
ag^t } otherwise called ffances Lucas of the County of
ffances Lucas } S^t Maryes in the Province of Maryland was Sum-
moned to answer unto Marke Cordea of a plea that
she render unto him the full & just sume of Sixteen hundred & Eleven
pounds of good sound m^rchantable tobacco & cask which to him she
oweth & unjustly detaineth.

And whereupon the said Marke Cordea by Robert Ridgely his Attorney saith, that whereas the said ffances Lucas the sixth day of Octob^r one thousand six hundred seventy six by her certaine bill obligatory sealed with the seale of her the said ffances & here in Court produced whose date is the day & yeare aforesaid, did acknowledge herselfe to be holden & firmly indebted unto the said Marke in the full & just sume of Sixteen hundred & eleven pounds of good sound M^rchantable tobacco in caske to be paid unto the said Marke Cordea or to his certaine Attorney his heyres Ex^{rs} & Adm^{rs} or assignes att some convenient place in the said County, to be paid the tenth of Octob^r next ensueing the date of the same bill obligatory

To the which payment well & truly to be made the said ffiances did binde herselfe her heyres Ex^{rs} & Adm^{rs} firmly by those p^sents Notwithstanding which the said ffiances Lucas the said Sixteen hundred & eleven pounds of tobacco according to the tenor of the said bill obligatory although often thereunto required to the said Marke Cordea hath not paid, but the same to pay hath denyed & refused & to pay the same as yet doth deny and refuse, whereupon the said Marke Cordea saith he is damnified & hath losse to the Value of one thousand p^ds of tobacco & thereupon he bringeth his suite

And the said ffiances by Kenclm Cheseldyn her Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereto untill nex Provinciaall Court & itt is granted unto her, the same day is given to the p^r likewise

Now here att this day to witt the fourteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Dni 1678 came the said parties by their Attorneys aforesaid And the said ffiances by her said Attorney saith that the said Marke Cordea his action aforesaid ag^t her ought not to have, for that the bill obligatory in the declaracon menconed is not her act & Deed, & of this she craves the judgem^t of the Court & the p^r likewise Whereupon itt is considered by the Court here, that the said Marke Cordea recover ag^t the said ffiances Lucas the aforesaid debt of Sixteen hundred & eleven p^ds of tobacco

Cuningshams Ex ^{rs}	} William Rosewell late of S ^t Maryes County otherwise William Rosewell of S ^t Clements bay in the County of S ^t Maryes in Maryland gentl ^e was Sumoned to Answer unto Thomas Carlisle John Watson W ^m Hatton & Robert Graham Ex ^{rs} of the last Will & testm ^t of John Cuningham deceased in a plea that he render unto them the sume of three thousand p ^d s of tobacco which from them he unjustly detaineth
ag ^t W ^m Rosewell	

And whereupon the said Tho: Carlisle Jn^o Watson W^m Hatton & Robert Graham by Kenelm Cheseldyn their Attorney say, that whereas the said W^m Rosewell the seventeenth day of March in the yeare One thousand six hundred seventy five, did by his certaine writeing obligatory sealed with the Seale of the said W^m here in Court produced whose date is the same day & yeare above written, acknowledge himselfe to owe & stand indebted unto the said John Cuningham M^rchant in his life Tyme the full & just Sume of three thousand pounds of tobacco good sound & M^rchantable & cask, which said sume of three thousand pounds of tobacco he did thereby promise & engage to pay or cause to be paid unto the above named John Cuningham his heyres Ex^{rs} or assignes or other his certaine Attorney upon demand To the true paym^t whereof he did oblige himselfe his heyres Ex^{rs} Adm^{rs} firmly by those p^sents Notwithstanding

Liber N N which the said W^m Rosewell the said sume of three thousand p^{ds} of tobacco according to the tenor of the said writeing obligatory hath not paid to him the said John in his life tyme nor to the said Tho: Carlisle Jn^o Watson Robert Graham & W^m Hatton Ex^{rs} of the last Will & testament of the said John Cuningham though often thereunto required, but the same to pay hitherto hath & still denies to the damage of them the said Tho: Carlisle John Watson, Robert Graham & W^m Hatton the sume of five thousand p^{ds} of tobacco & thereupon he bringeth his suite

And the said W^m Rosewell by Robert Carville his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the p^{ts} also

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltimore &c An^oq Doni 1678. came the said p^{ts} by their Attorneys aforesaid & offered themselves ag^t the said W^m Rosewell in the plea aforesaid, but the said W^m came not but made default Therefore itt is considered by the Court here that the said Thomas Carlisle John Watson Robert Graham & W^m Hatton Ex^{rs} as aforesaid recover ag^t the said W^m Rosewell as well the sume of three thousand p^{ds} of tobacco debt As also five hundred & Sixty p^{ds} of tobacco costs of suite.

Cuningshams Ex ^{rs}	} Thomas Keyting late of S ^t Maryes County other-
ag ^t	
Thomas Keyting	} wise called Thomas Keyting of S ^t Michaels Hun-

dred planter in S^t Maryes County in the Province of Maryland was Sumoned to answer unto Tho: Carlisle, John Watson, Robert Graham & W^m Hatton Ex^{rs} of the last Will & testament of John Cuningham deceased in a plea that he render unto them the sume of two thousand nine hundred & sixty three p^{ds} of tobacco which from them he unjustly detaineth

And whereupon the said Tho: Carlisle John Watson Rob^t Graham & W^m Hatton by Kenelm Cheseldyn their Attorney say, that whereas the said Tho: Keyting the sixteenth day of July in the yeare of our Lord one thousand six hundred seventy six by his certaine writeing obligatory sealed with the seale of the said Thomas Keyting here in Court produced whose date is the same day & yeare above written did acknowledge himselfe to owe & stand indebted to the said John Cuningham M^cchant in the full & just Sume of two thousand nine hundred sixty three p^{ds} of good sound M^cchantable tobacco in cask & that to be paid unto the said John Cuningham his heyres Ex^{rs} or assignes or his lawfull Attorney & that upon all demands after the tenth day of Octob^r next ensueing the date thereof & that in some convenient landing in the aforesaid Hundred To the true paym^t whereof he did binde himselfe his heyres Ex^{rs} Adm^{rs} firmly by those p^rsents Notwthstanding which the said Tho: Keyting the said sume

of two thousand nine hundred sixty three pounds of tobacco according to the tenor of the said Bill obligatory hath not paid to him the said John Cuningham in his life tyme nor to the said Thomas Carlisle John Watson W^m Hatton & Robert Graham since his death Ex^{rs} of the last Will & testament of the said John Cuningham though often thereunto required, but the same to pay hitherto hath & still denies to the damage of the said Tho: Carlisle John Watson Robert Graham & W^m Hatton foure thousand p^{ds} of tobacco & thereupon they bring their suite

Liber N N
p. 623

And the said Tho: Keyting by Robert Carville his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinciall Court & itt is granted unto him the same day is given to the p^{ns} also.

Now here att this day to witt the seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoꝝ Doni 1678. came the said parties by their Attorneys aforesaid And the said Thomas Keyting saith nothing in barre or avoidance of the accon aforesaid of them the said Thomas Carlisle John Watson W^m Hatton & Rob^t Graham whereby the said p^{ns} remaine ag^t the said defend^t thereof wholly undefended Therefore itt is considered by the Court here that the said Tho: Carlisle John Watson W^m Hatton & Rob^t Graham Ex^{rs} as aforesaid recover ag^t the said Tho: Keyting as well the sume of two thousand nine hundred sixty three p^{ds} of tobacco debt As also five hundred & sixty p^{ds} of tobacco costs of suite so that Execucon thereof cease untill the tenth day of Octob^r next ensuing

Cunighams Ex ^{rs}	}	Thomas Wynne late of S ^t Maryes County was
ag ^t		Attached to answer unto Thomas Carlisle & John
Thomas Wynne	}	Watson Ex ^{rs} of the last will & testam ^t of John
		Cuningham deceased in a plea of trespass upon the case

And whereupon the said Tho: Carlisle & John Watson by Kenelm Cheseldyn their Attorney complaine, that whereas the said Tho: Wynne the twentieth day of July one thousand six hundred seventy six stood indebted unto the said John Cuningham the sume of two thousand nine hundred & twelve pounds of tobacco for & upon the accompt of one Henry Ryder of S^t Maryes County, the said Thomas did assume upon himselfe & to the said John Cuningham did faithfully promise, that he the said Tho: the same when thereunto required would well & truely content & pay, Notwithstanding which the said Tho: Wynne the sume of two thousand nine hundred & twelve p^{ds} of tobacco to him the said John in his life tyme hath not paid nor to the said Tho: Carlisle & Jnⁿ Watson since his death though often thereunto required, but the same to pay hitherto hath & still doth deny to the damage of the said Tho: Carlisle & John

Liber N N Watson three thousand p^{ds} of tobacco & thereupon they bring their suite And the said Tho: & John bring here in Court the letters testamentary of him the said John Cuninghame that itt may appeare to the Court here that they are Ex^{rs} of the said Cuninghame

And the said Thomas Wynne in his proper person cometh and defendeth the force & injury when &c and saith that he is content that judgem^t be entred up ag^t him for the said sume of two thousand nine hundred & twelve pounds of tobacco in the above declaracōn menconed therefore itt is granted by the Court here this day to witt the Seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678. that the said Tho: Carlisle & John Watson Ex^{rs} as Aforesaid recover ag^t the said Thomas Wynne aswell the sume of two thousand nine hundred & twelve p^{ds} of tobacco damages occasioned by the trespas aforesaid As also five hundred forty foure p^{ds} of tobacco costs of suite

Marmaduke Semme	} John Brooke late of Dorchester County other-
ag ^t	
John Brooke	} wise called John Brooke of Dorchester County
	} Chirurghion was Sumoned to answer unto

Marmaduke Semme in a plea that he render unto him the sume of foure thousand p^{ds} of tobacco which to him he oweth & unjustly detaineth.

And whereupon the said Marmaduke by Kenelm Cheseldyn his Attorney saith, that whereas the said John Brooke the one & twentieth day of April in the yeare of our Lord one thousand six hundred seventy seven did by his certaine writeing obligatory sealed with the seale of the said John here in Court produced whose date is the same day a yeare above written, acknowledge himselfe holden & firmly bounden unto Marmaduke Semme of the County of S^t Maryes in the Province aforesaid Inholder in the full & just Sume of two thousand pounds of good sound M^rchantable tobacco in cask for a Valuable consideracon received by me in hand to be paid to the said Marmaduke Semme or to his certaine Attorney his heyres Ex^{rs} Adm^{rs} or assignes in Calvert County in the said Province convenient for shipping upon all demands To the which paym^t well & truely to be made he did binde himselfe his heyres Ex^{rs} Adm^{rs} in the penall sume of foure thousand p^{ds} of like good sound merchantable tobacco in cask by himselfe & for himselfe in the whole & for the whole firmly by those p^rsents Notwithstanding which the said John the said sume of foure thousand p^{ds} of tobacco according to the tenor of his said writeing obligatory hath not paid to him the said Marmaduke but the same to pay hitherto hath & still doth deny to the damage of the said Marmaduke foure thousand five hundred pounds of tobacco & thereupon he bringeth his suite

And the said John Brooke by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to

imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the pⁿ also Liber N N

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678 came the said parties by their Attorneys aforesaid And the said John by his said Attorney saith, he cannot gainsay but he is indebted to the said Marmaduke the sume of two thousand p^{ds} of tobacco part of the said sume of foure thousand p^{ds} of tobacco in the declaracon menconed Therefore itt is considered by the Court here, that the said Marmaduke Semme recover ag^t the said John Brooke the sume of two thousand p^{ds} of tobacco debt without costs of suite

Richard Mitchell	}	John Barnes of S ^t Maryes Citty Innholder was
ag ^t		attached to answer unto Richard Mitchell of a plea
John Barnes		of trespass of the case

And whereupon the said Richard by W^m Williams his Attorney saith That whereas the said John upon the fourth day of June in the yeare of our Lord one thousand six hundred seventy eight stood justly indebted to the said Richard in the full & just sume of twenty thousand eight hundred & fifty pounds of good tobacco & cask, he the Said John in consideracon thereof did assume upon himselfe & to the said Richard faithfully promise that he the said John the said sume of twenty thousand eight hundred & fifty pounds of tobacco to him the said Richard when he should be thereunto requested would well & truely satisfie & pay Yet notwithstanding the said John contrary to his promise aforesaid though often thereunto requested the said sume of twenty thousand eight hundred & fifty pounds of tobacco hath not paid to the said Richard but the same to pay hath hitherto & still doth deny to the damage of the said Richard thirty thousand p^{ds} of tobacco & thereupon he bringeth his suite p. 625

And the said John by Robert Carville his Attorney cometh & defends the force & injury when &c and saith he cannot say but he is indebted to the said Richard the said Sume of twenty thousand eight hundred & fifty p^{ds} of tobacco, & that he hath nothing to say in barr of the said action of the said Richard but that he should recover the said sume of twenty thousand eight hundred & fifty p^{ds} of tobacco ag^t the said John Therefore itt is considered by the Court here this day to witt the Eleventh day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678. that the said Richard doe recover ag^t the said John the said sume of twenty thousand eight hundred & fifty p^{ds} of tobacco without costs, & that Execucon thereupon be stopped till the tenth day of October next And the said John in mercy &c

I doe hereby appoint you to be my Attorney in the Provinciaall

Liber N N Court att the suite of Richard Mitchell M^cchant, & to accept of a declaracon & thereto plead & confesse judgem^t for the sume of twenty thousand eight hundred & fifty pounds of tobacco without costs of suite And for your soe doeing this shall be yo^r sufficient warrant As wittnes my hand & seale this fourth day of June Anno Doni 1678.
 To Robert Carville one the Attorneys Jn^o Barnes (sealed)
 of the Provinciaall Court or any
 other Attorney of the said Court.
 Sealed & deld in the p^rsence of
 Ro: Carville Jn^o Dalton

Tho: Simpson } John Saunders late of Charles County otherwise
 ag^t } called Jn^o Saunders of Charles County in the Prov-
 John Saunders } ince aforesaid M^cchant was Sumoned to Answer
 unto Thomas Simpson of a plea that he render unto
 him foure thousand Eight hundred twenty & three p^ds of tobacco
 which to him he owes & unjustly detaines

And whereupon the said Thomas Simpson by Christopher Rousby his Attorney saith, that whereas the said John Saunders the third day of May anno one thousand six hundred seventy seven by his certaine writeing obligatory sealed with the Seale of him the said John here in Court produced whose date is the same day & yeare above written did acknowledge himselfe to owe & be indebted unto him the said Thomas Simpson in the just quantity of foure thousand eight hundred twenty & three p^ds of tobacco in cask to be paid to the said Tho: Simpson or to his heyres Ex^{rs} Ad^{rs} or assignes convenient in Charles County att or upon the tenth day of Octob^r next ensueing the date thereof To the which paym^t well & truely to be made he the
 p. 626 said John Saunders did binde himselfe His heyres Ex^{rs} Adm^{rs} & assignes firmly by those p^rsents Nevertheles the said John Saunders the said sume of foure thousand Eight hundred twenty three p^ds of tobacco unto him the said Tho: Simpson though often thereunto required hath not paid, but the same to pay altogether refuseth, whereupon the said Tho: Simpson saith he is the worse & hath losse to the Value of seven thousand p^ds of tobacco & thereupon he bringeth his suite

And the said John Saunders in his proper person comes & defends the force & injury when &c and saith that he hath nothing to say in barre or avoidance of the action aforesaid of him the said Thomas Simpson, for that he is indebted unto him the said Thomas in the said sume of foure thousand eight hundred twenty three p^ds of tobacco Therefore itt is considered by the Court here the twelfth day of June 1678 that the said Thomas Simpson recover ag^t the said John Saunders as well the sume of foure thousand eight hundred twenty three p^ds of to^b debt As also p^ds of to^b costs of suite.

Gilbert Turberville	} Thomas Smith late of S ^t Maryes County was	Liber N N
ag ^t		
Thomas Smith		

} plea of trespass of the case

And whereupon the said Gilbert by Robert Carville his Attorney saith, that the said Thomas Smith by his bill obligatory under his hand & Seale bearing date the twenty sixth day of february Anno Doni one thousand six hundred seventy six standing indebted to Robert Todd of the County of S^t Maryes Carpenter in the sume of two thousand p^{ds} of tobacco, the said Robert Todd came to the said Gilbert & desired him the said Gilbert to sell unto him the said Robert as many Goods as amounted unto the said sume of two thousand p^{ds} of tobacco to be paid on the tenth day of Octob^r following, & for satisfaction thereof the said Robert would assigne the said bill to the said Gilbert, Whereupon the said Gilbert on or about the second day of March one thousand six hundred seventy six acquainted the said Thomas Smith therewith, & desired to know of him the said Thomas whether he would pay the said sume of two thousand p^{ds} of tobacco to him the said Gilbert if he should accomodate the said Robert with the said Goods to the value aforesaid, & thereupon the said Thomas Smith in consideracon that the said Gilbert would sell unto & lett the said Robert Todd have Goods to the Value aforesaid & would take in his the said Smiths bill aforesaid, did assume upon himselfe & to the said Gilbert Turberville faithfully promise that he the said Thomas Smith the said sume of two thousand pounds of tobacco to him the said Gilbert would well & truely satisfie & pay according to the tenour of the said bill And the said Gilbert in fact saith, that he trusting to the promise & assumpcion of the said Tho: Smith did accordingly accomodate the said Robert Todd & sell unto him as many Goods as amounted to the said sume of two thousand p^{ds} of tobacco & tooke in the said Smiths bill & the same assigned to him the said Gilbert as by the said bill & assignem^t ready to be produced to this Court may appeare Yet notwithstanding the said Thomas his promise & assumpcion aforesaid little regarding, but deviseing & fraudulently intending him the said Gilbert in this behalfe craftily & subtilly to defraud & deceive the said sume of two Thousand pounds of tobacco to him the said Gilbert according to his promise & assumpcion aforesaid though often thereunto requested hath not hitherto paid or satisfied, both the same to pay doth altogether deny to the damage of the said Gilbert three thousand pounds of tobacco & thereupon he bringeth his suite

p. 627

And the said Thomas Smith by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him the same day is given to the pth also.

Now here att this day to witt the Seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq

Liber N N Doni 1678 came the said parties by their Attorneys aforesaid And the said Thomas by his said Attorney saith, that he did not assume upon himselfe & to the said Gilbert faithfully promise in manner & forme as the said Gilbert in his said declaracon hath suggested & of this he puts himselfe upon the Countrey, & the pth also Therefore comand is given to the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because as well &c Att which said seventeenth day of June in the yeare aforesaid came the said parties by their Attorneys aforesaid And the jurors impannelled being called likewise came to witt Thomas Stagg, Benj^a Hunt, Edmond Dennis, Richard Keen, Robert Ellys, Edward Turner, Edmond Dermott, Henry Parker, Edward Cooke, Jn^o Dickson, W^m Guither & John Baker who being elected tryed & sworne to say the truth in the p^rmisses upon their Oaths doe say that the said Thomas Smith did assume upon himselfe & to the said Gilbert make such promise as the said Gilbert hath above declared ag^t him Therefore itt is granted by the Court here, that the said Gilbert Tuberville recover ag^t the said Thomas Smith as well the sume of two thousand p^{ds} of tobacco by the Jurors aforesaid in forme aforesaid assessed As also two thousand foure hundred thirty foure pounds of tobacco costs of suite And the said Tho: Smith in mercy &c

Charles James ag ^t Stocket & Stavely Adm ^{rs} Stiles	}	Henry Stocket & James Stavely Adm ^{rs} of Nathaniel Styles late of Cecil County deceased were Attached to answer unto Charles James of a plea of trespass upon the case
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And whereupon the said Charles James by Christopher Rousby his Attorney complaineth, that whereas the said Nathaniel Styles in his life tyme to witt the thirtieth day of June one thousand six hundred seventy six stood indebted to the said Charles James for tobacco received by the said Nathaniel of sundry persons for the use of him the said Charles for wheat sold & delivered to him the said Nathaniel by the said Charles & for ffees due to him the said Charles a particuler whereof is here in Court produced in all amounting to the sume of Seven thousand nine hundred & seven p^{ds} of tobacco And being so indebted afterwards to witt the said thirtieth of June one thousand six hundred seventy six in consideracon thereof did assume upon himselfe & to the said Charles did faithfully promise that he the said Nathaniel the said sume of Seven thousand nine hundred ninety seven pounds of to^b unto the said Charles when thereunto required well & truly would pay & satisfie Yett the said Nathaniel his promise & assumpcion aforesaid in that behalfe little regarding but plotting & fraudulently deviseing him the said Charles wholly to deceive & defraud, the said Seven thousand nine hundred ninety seven Pounds of tobacco in his life

tyme unto the said Charles James hath not paid And the said Henry Stockett & James Stavely to whom Admcon of all the Goods Chattells & Creditts of him the said Nathaniel was comitted, the same seven thousand nine hundred ninety seven pounds of tobacco unto the said Charles James since the death of the said Nathaniel have not paid nor either of them hath paid though often thereunto required, but the same to pay have denyed & the said Henry & James still doe deny Whereupon the said Charles James saith he is damni-fied & hath losse to the Value of tenn thousand p^{ds} of tobacco & thereupon he bringeth his suite. Liber N N

And the said Henry Stocket & James Stavely by George Parker their Attorney come & defend the force & injury when &c & pray liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto them, the same day is given to the pth also

Now here att this day to witt the seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Ano^q Doni 1678. came the said parties by their Attorneys aforesaid, & the said Henry & James by their said Attorney say, that the said Nath^l Styles did not assume upon himselfe nor to the said Charles James make such promise in manner & forme as the pth in his declaracon hath declared & of this they putt themselves upon the Countrey, & the pth also Therefore itt is comanded the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because as well &c Att which said seventeenth day of June in the yeare aforesaid came the said parties by their Attorneys aforesaid, & the jurors impannelled being called likewise came to witt Tho: Stagg, Henry Phippes, Edmond Dennis, Richard Keene, Rob^t Ellys, Edward Turner, Tho: Smith, Henry Parker, Edward Cooke, Jn^o Dickson, W^m Guither & John Baker who being elected tryed & sworne to say the truth in the p^rmisses upon their Oaths doe say that the said Nath^l Styles did not assume upon himselfe in his life tyme nor to the said Charles make such promise in manner & forme as the said Charles hath above declared ag^t him Therefore itt is considered by the Court here that the said Henry & James recover ag^t the said Charles James the sume of twelve hundred forty foure pounds of tobacco for their costs & charges by them about their defence in this behalfe laid out & expended, to the said Henry & James by the discretion of the Justices here adjudged And the said Charles James in mercy for his false claime

W ^m Nichols	} Richard Royston late of Talbot County was at-
ag ^t	
Richard Royston	

tached to answer unto W^m Nichols of a plea of trespas of the case.

And whereupon the said W^m Nichols by Robert Carville his Attorney saith, that whereas Richard Pope the Younger of the Citty of Bristoll Grocer by his Indenture bearing date the

Liber N N ninth day of September One thousand six hundred sixty seven being part owner of the good Shipp called the Richard & James of Bristoll aforesaid of which the said W^m Nichols was then Master, for & on the behalfe of himselfe & the Rest of the owners of the said Shipp for the consideracons therein menconed did Grant & to ffreight lett twenty five tunn of the tunnage of the said Shipp unto the said Richard Royston And in consideracon thereof the said Richard

p. 629 Royston did thereby Covenant & Grant to & with the said Richard Pope to pay for the freight of the said twenty five tunns be the same laden or not laden the full sume of Eleven pounds of lawfull money of England p Tunn accounting foure hogsheads to a Tunn And the said Richard Royston falling short of twenty hogsheads of to^b to compleat his ffreight before the returne of the said Shipp, he the said Richard Royston in consideracon that the said W^m Nichols att the earnest request & desire of him the said Richard would procure the said twenty hogsheads tobacco to be freighted on board the said Shipp to supply the said Vacant tunnage, did assume upon himselfe & to the said William faithfully promise that he the said W^m should have the letting out the freight for the said twenty hogsheads att six pounds ster^l p Tunn as aforesaid which amounted to the sume of thirty pounds ster^l And that on the said W^m his paying the said thirty pounds ster^l, he the said Richard would well & sufficiently acquitt & discharge the said W^m of any further charge or trouble for or touching the freight of the said twenty hogsheads of tobacco And the said W^m in fact saith that thereupon he did about May one thousand six hundred sixty eight give unto the said Richard a noat in writeing under his hand for paym^t of the said thirty pounds ster^l & supplied the said Vacant Tunnage by freighting twenty hogsheads of tobacco on the said Shipp, & att the returne of the said Shipp for England to the port of Bristoll to witt about the tenth of August one thousand six hundred sixty eight pay unto the said Richard Pope & John Rogers part Owner of the said Shipp the sume of thirty pounds ster^l for the said twenty hogsheads tobacco freight & twenty shillings ster^l for a varidge for the said twenty hogsheads tobacco, both which sumes was allowed & discompted to the said Richard Royston out of his accompt due for the ffreight of the said twenty five tunns as aforesaid All which being well known to the said Richard, yet he the said Richard his promise & assumpon aforesaid little regarding but deviseing & fraudulently intending him the said W^m in this behalfe craftily & subtilly to defraud & deceive, did not sufficiently discharge the said W^m Nichols from the freight of the said twenty hogsheads of tobacco so lett att six pounds p Tunn as aforesaid or to deliver up his noat for the same though often thereunto requested, but did about the six & twentieth day of March one thousand six hundred seventy six cause the said W^m Nichols (without any just cause) to be arrested by a capias out of the Pro-

vinciall Court of this Province in an accon of trespas on the case, *Liber N N*
 And declared ag^t him upon the said noat And in April Court last
 upon tryall of the cause suffered a nonsuite, by means of which
 unjust vexation he the said W^m Nicholls is much damnified & hath
 losse to the Value of five thousand pounds of tobacco & thereupon he
 bringeth his suite.

And the said Richard Royston by Kenelm Cheseldyn his Attorney
 doth come & defend the force & injury when &c and prayeth liberty
 to imparle hereunto untill next Provinciaill Court & itt is granted
 unto him the same day is given to the pⁿ also.

Now here att this day to witt the Eighteenth day of June in the
 third year of the Dominion of Charles Lord Baltemore &c Annoq
 Doni 1678 came the said parties by their Attorneys aforesaid And
 the said Richard by his said Attorney saith that he is not guilty of
 the p^rmisses in manner & forme as the said W^m hath above declared
 ag^t him & of this he putts himselfe upon the Countrey & the said
 pⁿ likewise Therefore itt is comanded the Sheriffe of S^t Maryes *p. 630*
 County that he cause to come here twelve &c by whom &c who
 neither &c to recognize &c because aswell &c Att which said Eight-
 eenth day of June in the year aforesaid came the said parties by
 their Attorneys aforesaid And the jurors impanelled being called
 likewise came to witt Tho: Staggs, Benja Hunt, Edmond Dennis,
 Richard Keene, Rob^t Ellys, Edward Turner, Tho: Smith, Henry
 Parker, Edward Cooke, John Dickson Daniel Clocker & Tho: Ben-
 net who being elected tryed & sworne to say the truth in the p^rmisses
 upon their Oaths doe say that the said Richard Royston is not guilty
 of the trespas upon the case in manner & forme as the said W^m
 Nichols hath above declared ag^t him Therefore itt is granted by the
 Court here that the said Richard Royston recover ag^t the said W^m
 Nichols the sume of Nine hundred & twenty p^ds of tobacco for his
 costs & charges by him about his defence in this behalfe laid out &
 expended to the said Richard by the discretion of the justices here
 adjudged And the said W^m in mercy for his false claime

John Hartwell	} Thomas Helgar late of Charles County Innholder
ag ^t	
Tho: Helgar	} was Sumoned to answer unto John Hartwell in a plea that he render unto him the sume of six thou- sand two hundred thirty nine p ^d s of tobacco which to him he oweth & unjustly detaineth

And whereupon the said John Hartwell by Kenelm Cheseldyn his
 Attorney saith, that whereas the said Thomas Helgar the twentieth
 day of Septemb^r in the year of our Lord One thousand six hundred
 seventy seven by his certaine writeing obligatory sealed with the seale
 of the said Thomas here in Court produced whose date is the same
 day & year above written did oblige himselfe his heyres Ex^{rs} Adm^{rs}
 to pay unto the said John Hartwell of the County aforesaid to him

Liber N N his heyres Ex^{rs} Adm^{rs} or certaine Attorney the full & just Sume of six thousand two hundred thirty nine p^{ds} of tobacco good sound & M^{ch}antable in cask convenient for shipping in the County aforesaid upon all demands after the tenth day of October next ensueing Notwithstanding which the said Thomas Helgar the said sume of six thousand two hundred thirty nine pounds of tobacco to him the said John Hartwell though often required according to the tenor of the said writeing hath not paid, but the same to pay hitherto hath & still doth deny to the damage of the said John Hartwell nine thousand p^{ds} of tobacco & thereupon he bringeth his suite

And the said Thomas Helgar by Robert Carville his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the p^t also

Now here at this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Ann^o Doni 1678. came the said John Hartwell by his Attorney aforesaid & offered himselfe ag^t the said Thomas Helgar in the plea aforesaid but the said Thomas came not but made default Therefore itt is considered by the Court here, that the said John Hartwell recover
 p. 631 ag^t the said Thomas Helgar as well the sume of six thousand two hundred thirty nine pounds of tobacco debt As also five hundred forty foure pounds of tobacco costs of suite And the said Thomas Helgar in mercy &c.

Richard Perry & Tho: Gaunt ag ^t John Saunders & W ^m Wells	}	John Saunders & W ^m Wells late of Charles County called John Saunders of Charles County in the Province of Maryland and W ^m Wells of the said County & Province M ^{ch} ant were Sumoned to answer unto Richard Perry & Thomas Gannt in a plea that they render unto them foure thousand five hundred & twenty p ^{ds} of tobacco & cask which to them they owe & unjustly detain.
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And whereupon the said Richard Perry & Thomas Gaunt by Christopher Rousby their Attorney say, that whereas the said John Saunders & W^m Wells the sixteenth day of february Anno Doni one thousand six hundred seventy seven by their certaine writeing obligatory sealed with the Seales of them the said John Saunders & W^m Wells here in Court produced whose date is the same day & yeare above written, did acknowledge themselves to be holden & firmly bound unto Cap^t Richard Perry & Thomas Gannt planter in the full & just Sume of foure thousand five hundred & twenty pounds of good sound tobacco & cask to be paid to the said Richard Perry & Tho: Gaunt their heyres Ex^{rs} Adm^{rs} & assignes in Charles County convenient upon demand To which paym^t well & truely to be made they the said Jn^o Saunders & W^m Wells did binde themselves

their heyres Ex^{rs} & Admist^{rs} joyntly & severally firmly by those p^rsents Notwithstanding which the said John Saunders & W^m Wells the said sume of foure thousand five hundred & twenty p^ds of tobacco unto them the said Richard Perry & Tho: Gaunt according to the tenour of the said writeing obligatory though often thereunto required have not paid, but the same to pay doe altogether refuse, whereupon the said Richard Perry & Tho: Gaunt say they are worse & have losse to the Value of seven thousand p^ds of tobacco & thereupon they bring their suite

Liber N N

And the said W^m Wells in his proper person comes & defends the force & injury when &c & prayeth the hearing of the said writeing obligatory and itt is read unto him, he also prayeth the hearing of the Condicon of the said writing obligatory & itt is read unto him in these words viz^t The Condicon of this obligacon is such, that if the above bounden John Saunders or W^m Wells their heyres Ex^{rs} or Adm^{rs} shall pay or cause to be paid unto the above said Richard Perry or Thomas Gaunt or either of them their heyres Ex^{rs} Adm^{rs} or assigns the just Sume of two thousand two hundred & sixty pounds of tobacco & cask upon demand convenient in Charles County, then this obligacon to be void, or otherwise to stand in full force strength & vertue which being read & heard the said W^m Wells saith he hath nothing to say in barr of two thousand two hundred & sixty pounds of tobacco in the above Condicon menconed, for that he oweth the same unto the said Richard Perry & Thomas Gaunt Therefore itt is granted by the Court here this day to witt the fourteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1678. that the said Richard Perry & Thomas Gaunt recover ag^t the said W^m Wells as well the sume of two thousand two hundred & sixty p^ds of tobacco debt As also five hundred forty foure p^ds of to^b costs of suite And the said William Wells in mercy

Peter Bond & ux	}	James Rigbey late of Ann Arundell County	p. 632
ag ^t		Ex ^r of the last Will & testament of W ^m	
James Rigby Ex ^r Drury		Drury deceased was Attached to answer unto Peter Bond & Alice his wife of a plea of trespas on the case	

And whereupon the said Peter Bond & Alice his wife by Robert Carville their Attorney complaine, that whereas the said William Drury was in his life tyme possessed of a good personall Estate amounting to the sume of twenty foure thousand three hundred thirty six pounds of tobacco, he the said W^m dyed so possessed about the two & twentieth day of August Anno Doni one thousand six hundred seventy six leaveing one Daughter named Christian Drury his only Child & the said Alice his Widdow & relict who is since lawfully intermarried to the said Peter And also leaveing the

Liber N N said James Rigby his sole Ex^r And by his Will & Testament given all or most of his said Estate both reall & personall to his said Daughter And whereas by the Lawes & Constitucons of this Province, the widdowe of any person dying within this Province is after debts paid and funeralls discharged to have a third part of the personall Estate of her husband so dying as aforesaid By meanes whereof the said Peter Bond & Alice his wife in right of the said Alice are entituled to a third part of the personall Estate of the said W^m Drury in three parts to be divided which amounts to eight thousand one hundred & twelve pounds of tobacco Yet the said James Rigby the said sume of Eight thousand one hundred & twelve pounds of tobacco to them the said Peter Bond & Alice his wife though often thereunto required hath hitherto denyed and refused to pay & satisfie & still doth deny to pay the same to the damage of the said Peter & Alice twelve thousand p^{ds} of tobacco & thereupon they bring their suite.

And the said James Rigby by George Parker his Attorney doth come & defend the force & injury when &c and prayeth liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the p^{ts} also

Now came here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltmore &c Annoq^{ue} Doni 1678. the said parties by their Attorneys aforesaid And the said James Rigby by his said Attorney saith that he is content that judgem^t passe ag^t him as Ex^r as aforesaid for six thousand one hundred forty three p^{ds} of tobacco Therefore itt is granted by the Court here that the said Peter Bond & Alice his wife recover ag^t the said James Rigby Ex^r as aforesaid as well the sume of six thousand one hundred forty three pounds of tobacco damages occasioned by the trespas aforesaid As also six hundred fifty six p^{ds} of tobacco costs of suite

Gasper Herman	}	Garret VanSweringen late of S ^t Maryes City Innholder otherwise called Garret VanSweringen of S ^t Maryes City in the Province of Maryland gent ^l was sumoned to answer unto Gasper Herman of Cecil County of a plea that he render unto him the full & just sume or quantity of two thousand & six hundred p ^{ds} of good sound M ^r chantable tobacco & caske which to him he oweth & unjustly detaineth.
ag ^t GVSweringen		

p. 633 And whereupon the said Gasper by Robert Ridgely his Attorney saith that whereas the said Garret the one & thirtieth day of May one thousand six hundred seventy six by his certaine bill obligatory sealed with the seale of him the said Garret & here in Court produced whose date is the day & yeare aforesaid, did acknowledge himselfe to owe & justly stand indebted unto Gasper Herman of Cecil County

in the full & just sume or quantity of two thousand & six hundred pounds of good sound & M^rchantable tobacco & cask itt being for a grey gelding by the said Garret before the signing & deliury thereof bought & received, which said sume or quantity of two thousand six hundred p^ds of tobacco the said Garret his heyres Ex^{rs} or Adm^{rs} did promise & ingage to pay or cause to be paid unto the said Gasper Herman his assignes or certaine Attorney in some convenient place in Cecil County upon all demands after the tenth day of Octob^r then next ensueing the date thereof, for the true performance whereof he the said Garret did binde himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents Yet the said Garret the said sume of two thousand six hundred pounds of tob^o to him the said Gasper although often thereunto required according to the tenor of the said bill obligatory hath not paid, but the same to pay hath denyed & as yet doth deny, whereupon the said Gasper Herman saith he is damnified & hath losse to the Value of foure thousand p^ds of tobacco & thereupon he bringeth his suite.

And the said Garret VanSweringen in his proper person cometh & defendeth the force & injury when &c and saith nothing in barre or avoidance of the action aforesaid of him the said Gasper Herman, for that he oweth unto the said Gasper the aforesaid sume of two thousand six hundred pounds of tobacco Therefore itt is granted by the Court here, that the said Gasper Herman recover ag^t the said Garret VanSweringen as well the sume of two thousand six hundred p^ds of tobacco debt As also five hundred thirty six p^ds of tobacco costs of suite.

Ralph Harwood	} Thomas Hinton late of S ^t Maryes County other-
ag ^t	
Tho: Hinton	} wise called Thomas Hinton of Black Creek in
	} S ^t Maryes County in the Province of Maryland
	Bricklayer was sumoned to answer unto Ralph Har-
	wood in a plea that he render unto him the sume of three thousand
	five hundred pounds of tobacco which to him he oweth & unjustly
	detaineth

And whereupon the said Ralph by Kenelm Cheseldyn his Attorney saith, that whereas the said Thomas Hinton the tenth day of June in the yeare one thousand six hundred seventy five did by his certaine writeing obligatory sealed with the seale of him the said Thomas here in Court produced whose date is the same day & yeare above written, binde himselfe his heyres Ex^{rs} Adm^{rs} or assignes firmly by those p^rsents to pay or cause to be paid unto Ralph Harwood of London M^rchant or to his heyres Ex^{rs} Adm^{rs} or lawfull Attorney the just sume of three thousand five hundred pounds of good sound m^rchantable leafe tobacco with cask to containe the same, & the said tobacco to be paid in some convenient place in the aforesaid County, or in Charles County att or before the tenth day of October next

Lib^r N N Ensuing the date thereof Notwithstanding which the said Tho:
 p. 634 Hinton the said sume of three thousand five hundred p^ds of tobacco
 to him the said Ralph hath not paid though often thereunto required
 according to the tenor of his said writeing but the same to pay
 hitherto hath & still doth deny to the damage of the said Ralph five
 thousand pounds of tobacco & thereupon he bringeth his suite

And the said Thomas Hinton by William Williams his Attorney
 cometh & defendeth the force & injury when &c & prayeth liberty
 to imparle hereunto untill next Provincial Court & itt is granted unto
 him, the same day is given to the pth also

Now here att this day to witt the Eighteenth day of June in the
 third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue}
 Doni 1678. came the said Ralph Harwood by his Attorney aforesaid,
 & the said Thomas Hinton in his proper person came likewise,
 & the said Thomas saith nothing in barr or avoidance of the action
 aforesaid of him the said Ralph Harwood, but that he the said
 Ralph should recover ag^t him the said Thomas the said sume of
 three thousand five hundred pounds of tobacco so that Execucon
 thereof cease untill the tenth day of Octob^r next Therefore itt is
 granted by the Court here that the said Ralph Harwood recover ag^t
 the said Thomas Hinton as well the sume of three thousand five
 hundred pounds of to^b debt As also five hundred forty foure pounds
 of tobacco costs of suite so that Execucon thereof cease untill the
 tenth day of Octob^r next And the said Thomas in mercy

John Brooke ag ^t	}	John Rawlings late of Dorchester County was Su ^m -
John Rawlings		oned to answer unto John Brooke Chirurgion of a
		plea that he render unto him foure thousand five
		hundred pounds of tobacco which to him he oweth
		& unjustly detaineth

And whereupon the said John Brooke by Robert Carville his
 Attorney saith, that whereas the said John Rawlings upon the nine
 & twentieth day of June in the yeare of our Lord One thousand six
 hundred seventy seven by his certaine bill or writeing obligatory
 Sealed with the Seale of him the said John Rawlings & here in
 Court produced whose date is the day & yeare abovesaid did confesse
 & acknowledge himself to owe & stand indebted unto the said John
 Brooke in the full & just su^me of foure thousand five hundred
 pounds of good sound M^{ch}antable leafe tobacco in caske to be paid
 to the said John Brooke with good conveniency in the abovesaid
 County att or upon the tenth day of October next ensuing the date
 of the said bill Yet the said John Rawlings the said sume of foure
 thousand five hundred pounds of tobacco to him the said John
 Brooke according to the tenor of the said bill though often thereunto
 required hath not paid or satisfied, but the same to pay hath hitherto
 & still doth deny to pay to the damage of the said John Brooke six
 thousand pounds of tobacco & thereupon he bringeth his suite

And the said John Rawlings by Robert Ridgely his Attorney Liber N N
cometh & defendeth the force & injury when &c & prayeth liberty to
imparle hereunto untill next Provinciaall Court & itt is granted unto
him, the same day is given to the p^r also

Now here att this day to witt the Seventeenth day of June in
the third yeare of the Dominion of Charles Lord Baltemore &c
Annoq̃ Doni 1678. came the said John Brooke by his Attorney afore-
said And offered himselfe ag^t the said John Rawlings in the plea p. 635
aforesaid but the said John came not but made default Therefore
itt is granted by the Court here, that the said John Brooke recover
ag^t the said John Rawlings as well the aforesaid debt of foure thou-
sand five hundred p^{ts} of tobacco As also Eight hundred thirty six
p^{ts} of tobacco costs of suite And the said John Rawlings in mercy.

John England	} Garret VanSweringen late of S ^t Maryes Citty
ag ^t	
Garret VSweringen	

innholder otherwise called Garret VanSwering-
ingen of S^t Maryes Citty in S^t Maryes County
gentl was Sumoned to answer unto John Eng-
land of a plea that he render unto him the just & full sume of two
thousand & foure hundred pounds of good tobacco in cask which to
him he oweth & unjustly detaineth

And whereupon the said John England by Robert Ridgely his
Attorney saith, that whereas the said Garret the third day of June
one thousand six hundred seventy six by his certaine bill obligatory
Sealed with the seale of him the said Garret & here in Court pro-
duced whose date is the day & yeare aforesaid did acknowledge
himselfe to be holden & firmly bounden unto the said John England
in the just & full sume of two thousand foure hundred p^{ts} of good
tobacco in cask to be paid to the said John England or to his certaine
Attorney his heyres Ex^{rs} Adm^{rs} or assignes att or upon the tenth
day of October^r next ensueing att some convenient place in S^t Maryes
river To the which payment well & truely to be made the said Garret
did binde himselfe his heyres Ex^{rs} & Adm^{rs} in the whole & for the
whole joyntly & severally firmly by those p^rsents Yet the said Garret
VanSweringen the said sume of two thousand foure hundred pounds
of tobacco to him the said John England according to the tenor of
the said writeing obligatory although often thereunto required hath
not paid, but the same to pay hath denyed & as yet doth deny, where-
upon the said John England saith he is damnified & hath losse to
the Value of foure thousand p^{ts} of tobacco & thereupon he bringes
his suite

And the said Garret VanSweringen in his proper person comes
& defends the force & injury when &c & saith that he hath satisfied
& paid unto the said John England one hundred twenty eight pounds
of tobacco part of the said sume of two thousand foure hundred
pounds of tobacco in the above declaracon mencōned And as to two

W^m Wells } Dominick Bodkin & Redmond ffitzgerald late of
ag^t } Charles County M^rchants were Attached to answer
Dom: Bodkin & ffitzgerald } unto W^m Wells in a plea of trespas on the case
And whereupon the said W^m Wells by Kenelm
Cheseldyn his Attorney complaineth, that whereas
they the said Dominick & Redmond the twentieth day of Decemb^r
one thousand six hundred seventy & five in consideracōn that the
said William Wells would under his hand & Seale give unto them
the said Dominick & Redmond a penall bond of fourteen thousand
eight hundred pounds of tobacco for the paym^t of seven thousand
four hundred p^ds of tobacco to them the said Edmond & Dominick
for a certaine quantity of M^rchandizeing Goods, that they the said
Dominick & Redmond att that tyme had to sell & dispose of, & for
which the said W^m Wells had then agreed with them, they the said
Dominick & Redmond did assume upon themselves & to the said
W^m Wells did faithfully promise that they the said Dominick &
Redmond would when thereunto required deliver unto him the said
W^m the said Goods to witt two hundred gallons of Rumm att
twenty p^ds of tobacco p gallon, one thousand p^ds of suger att two
p^ds of tobacco p p^d, foure hundred sixty two barrells of molossus
att three hundred p^ds of tobacco p barrell, six gallons of lime juice
att thirty p^ds of tobacco p gall, one peice of dimity att one hundred
& fifty pounds of tobacco p peice, in the whole amounting to the
sume of Seven thousand foure hundred p^ds of tobacco And the
said W^m in fact saith, that he did passe the said bond aforesaid &
upon the same the said Dominick did recover judgem^t for the said
ffourteen thousand eight hundred p^ds of tobacco in this Provinciaall
Court ag^t the said W^m Notwithstanding which the said Dominick &
Redmond the Goods aforesaid according to their promise have not
delivered to him the said W^m though often thereunto required, but
the same to him to deliver hitherto have & still doe deny to the dam-
age of the said W^m twenty thousand p^ds of tobacco & thereupon he
bringeth his suite

And the said Dominick & Redmond by Christopher Rousby their

Attorney come & defend the force & injury when &c & pray liberty to imparle hereunto untill next Provinciaall Court & itt is granted unto them, the same day is given to the said W^m likewise Liber N N

Nowhere att this day to witt the fourteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoꝝ Doni 1678. came the said parties by their Attorneys aforesaid And the said Dominick & Redmond by their said Attorney say that they did not assume upon themselves nor make such promise in manner & forme as the p^t above ag^t them hath declared & of this they putt themselves upon the Countrey & the p^t also Therefore itt is comanded the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c and who neither &c to recognize &c because as well &c Att which said foureteenth day of June in the yeare aforesaid came the said parties by their Attorneys aforesaid And the jurors impannelled being called likewise came to witt W^m Dorrington, Ninian Beale, Edward Williams Philip Lynes, Thomas Hinton, Cornelius Johnson, John Cobreath, Abraham Clarke, W^m Kent, James Veitch, W^m Hitchcock & John Sunderland who being elected tryed & sworne to say the truth in the p^rmisses upon their Oathe doe say that the said Dominick Bodkin & Redmond ffitzgerald did assume upon themselves in manner & forme as the p^t above ag^t them hath declared And they assesse the damage of the said p^t to fifteen hundred twenty one p^ds of tobacco Therefore itt is granted by the Court here that the said W^m Wells recover ag^t the said Dominick Bodkin & Redmond ffitzgerald the sume of fifteen hundred twenty one p^ds of tobacco damages by the Jurors aforesaid in forme aforesaid assessed And also thirteen hundred p^ds of to^b costs of suite.

Prop ^{ry} ag ^t Gerard Slye	}	Memorandum that att a Provinciaall Court held the twelfth of ffebruary in the third yeare of the Do- minion of Charles absolute Lord & Prop ^{ry} of &c and in the yeare of our Lord one thousand six hundred seventy seven here p ^r sent in Court in his proper person Kenelm Cheseldyn Attorney Gen ^l for the said Lord Prop ^{ry} who in this behalfe for the said Lord Prop ^{ry} followeth & exhibitteth to the Justices of this Court his certaine informacon ag ^t Gerard Slye high Sheriffe of S ^t Maryes County, thereby givinge the said Court to understand & be informed	p. 637
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That whereas in the Act of Assembly made att an Assembly held att the Citty of S^t Maryes the day of in the first yeare of the Dominion of Charles &c & in the yeare of our Lord one thousand six hundred seventy six amongst other things itt was Enacted, that from & after the publicacōn of the said Act, no Officer or Officers in the said Act menconed their Ministers Servants or Deputies by reason or colour of his or their office or Offices have receive or take of any person or persons directly or indirectly any

Liber N N other ffees then by the said Act is lyMITTED & allowed to the said Officers therein menconed And in case any should doe contrary directly or indirectly to the said Act, shall loose & forfeit to the party grieved treble damages And also forfeit the sume of six thousand pounds of tobacco or forty pounds sterl for every tyme he or they shall so doe the contrary, the one moiety to the Lord Prop^{ty} his heyres & Successor^s the other to the party or parties grieved that shall sue for the same Provided that if any ffees for any matter or thing to be done belonging to their severall Office or Offices, & by the right Hon^{ble} the Lord Prop^{ty} or his Lievtenant & Governo^r & Councell so allowed & adjudged & not in that Act menconed lyMITTED & allowed, then itt shall be lawfull to have & receive such ffees as the Lord Prop^{ty} & Councell shall judge & allow & no more under the penalty aforesaid, by which said Act more att large itt doth appeare Notwithstanding which Gerard Slye high Sheriffe of S^t Maryes County not being ignorant of the p^rmisses & the said Act of Assembly little weighing nor any way fearing the penalty in the same contained the one & thirtieth day of October in the yeare of our Lord one thousand six hundred seventy seven & after the publicacon of the said Act then being high Sheriffe of the County aforesaid in the County aforesaid extorted by colour of his Office of high Sheriffe by himselfe & one John Slye his Servant had & received of one W^m Watts of the County aforesaid the sume of one hundred & tenn pounds of tobacco for executing a Citacon directed to him out of the Office of the Hon^{ble} Philip Calvert Esq^r chiefe Judge of probate of Wills & granting Adm^{cons} for this Province the said ffee not being contained in the said Act nor allowed and adjudged by the Prop^{ty} & his Councell ag^t the forme of the said Act whereupon the said Kenelm Attorney Gen^l for the said Lord Prop^{ty} prayeth advise hereof the Court in the p^rmisses And that the said Gerard may forfeit the penalty in the said Act contained for his said Offence ag^t the forme of the said Act so as aforesaid done & comitted & that the said Gerard may come here into Court to answer of & upon the p^rmisses. Whereupon itt was comanded the Coroner of S^t Maryes County that he Attach the said Gerard Slye if &c to answer the said Kenelm Cheseldyn who &c of & upon the p^rmisses.

p. 638 And the said Gerard Slye by Christopher Rousby his Attorney Cometh & defendeth the force & injury when &c and prayeth liberty to imparle hereunto untill next Provincial Court & itt is granted unto him the same day is given to the said Kenelm also.

Now here att this day to witt the Eighteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{uo} Doni 1678. came the said Kenelm Attorney Gen^l &c and the said Gerard by his said Attorney likewise came And the said Gerard saith that he is not guilty of the p^rmisses above by the said Kenelm imposed upon him & of this he putts himselfe upon the Countrey And

the aforesaid Attorney Gen^l who &c likewise. Therefore itt is comanded the Sheriffe of S^t Maryes County that he cause to come here twelve &c by whom &c and who neither &c to recognize &c because as well &c Att which said Eighteenth day of June in the yeare aforesaid came as well the said Kenelm Cheseldyn Attorney Gen^l &c as the said Gerard Slye by his Attorney aforesaid And the jurors impannelled being called likewise came to witt W^m Dorrington, W^m Wells, Edw^a Williams, Philip Lynes, Tho: Hinton, Cornelius Johnson, John Cobreath, Abr^m Clarke, W^m Kent, James Veitch, W^m Hitchcock & John Sunderland who being elected tryed & sworne to say the truth in the p^rmisses upon their Oaths doe say that the said Gerard Slye did receive of W^m Watts one hundred & ten pounds of tobacco for serveing a Citacon Whereupon the p^rmisses being seen & by the Court here fully understood itt seemeth to the Justices here, that the said Gerard Slye is not Guilty of the breach of the Act of Assembly in the above informacon menconed Therefore itt is considered by the Court here that the said Lord Prop^{ry} & the said Kenelm Cheseldyn who &c take nothing by the Informacon aforesaid And that the said Gerard Slye goe thereof without day

Tho: Sprigg ag ^t	}	Comand was given to the Sheriffe of S ^t Maryes
Tho: Trueman		County, that whereas a certaine order or Decree
	}	was made in his Lopps high Court of Chancery in
		this Province between Thomas Sprigg p th & Tho:

Trueman defend^t bearing date the ninth day of Octob^r last past, whereby for the reasons therein contained itt was ordered (amongst other things) & Decreed that the said Thomas Trueman should pay unto the said Thomas Sprigg all such charges & damages as the said Thomas Sprigg had laid out expended & sustained by nonperformance of a certaine Agreement in the said order menconed to be made between the aforesaid pth & defend^t & in his the Comp^{ns} removeing his ffamily & stock from his own plantacon to the said Truemans plantacon, & in seating building cleering & fenceing the same & all other necessary charges relateing thereunto according to the writeing under the hand of the said Thomas Trueman, deducting thereout all such sume or sumes of tobacco as the said Thomas Sprigg had or without his wilful default might have received out of the said plantacon by the precepcon of the profitts thereof from the tyme of his entry thereinto till he left the same And for as much as itt was not known what charge or damages the said Thomas Sprigg had laid out & expended or sustained by nonperformance of the Agreem^t aforesaid & in seating cleering & building upon the plantacon aforesaid & other charges relateing thereunto, or what profitts had bin by him received as aforesaid And for that the same was properly att the comon Lawes by a Jury to be tryed Itt was therefore comanded the same Sheriffe that he cause to come here the Eleventh day of

Liber N N June in the third yeare Of his Lordpps Dominion &c Annoq̃ Doni
 p. 639 1678. twelve good & lawfull men of his bailywick, to Enquire what
 charges & damages the said Thomas Sprigg hath laid out & expended
 or sustained by nonperformance of the Agreem^t aforesaid, & by the
 cleering seating & building upon the p^rmisses & other charges relate-
 ing thereunto And what the said Thomas Sprigg hath or without
 his own wilfull default might have received by the precepcon of the
 profitts thereof as aforesaid. Att which said Eleventh day of June
 the same Sheriffe maketh returne of the writt aforesaid, that by
 vertue thereof he hath Sumoned twelve good & lawfull men of his
 bailywick as by the same writt he was comanded

Afterwards to witt the fourteenth day of June in the third yeare
 of his Lordpps Dominion &c Annoq̃ Doni 1678. came the said
 Thomas Sprigg by Robert Carville his Attorney & the said Thomas
 Trueman by Christopher Rousby his Attorney And the Jurors im-
 pannelled being called likewise came to witt W^m Dorrington W^m
 Wells, Edward Williams, Philip Lynes, Cornelius Johnson, Jn^o
 Cobreath, Abraham Clerke, W^m Kent, James Veitch, W^m Hitchcock
 John Sunderland & Gilbert Turberville who being elected tryed &
 sworne to say the truth in the p^rmisses upon their Oaths doe say
 that the said Thomas Sprigg hath not sustained Any charges or
 damages by occasion of the p^rmisses Therefore itt is considered by
 the Court here that the said Thomas Trueman goe thereof with-
 out day

Jaques Causeen ag ^t Raym ^d Stapelford	}	Comand was given to the Sheriffe of S ^t Maryes County, that whereas Jaques Causeen the tenth day of April last past att a Provinciaall Court then held att the City of S ^t Maryes by Robert Ridgely his Attorney exhibitted into the said Court his certaine bill ag ^t Raymond Stapelford of a plea of trespas upon the case In such manner itt was proceeded in the said Court, that the said Jaques Causeen ought to recover ag ^t the said Raymond Stapelford his dam- ages by reason of the trespas aforesaid, but because itt is not knowne what damage the said Jaques hath sustained by occasion of that trespas Itt was therefore comanded the aforesaid Sheriffe that he cause to come here to witt the twelfth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678. twelve good & lawfull men of his bailywick diligently to Enquire what damages the aforesaid Jaques Causeen hath sustained by occasion of the premisses~~Att which said twelfth day of June the same Sheriffe maketh returne of the writt aforesaid That by vertue thereof he hath sumoned twelve good & lawfull men of his bailywick as by the same writte he was comanded.
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Afterwards to witt the foureteenth day of June in the yeare afore-
 said came as well the said Jaques Causeen by Robert Ridgely his said
 Attorney as the said Raymond Stapelford by Christopher Rousby

his Attorney, & the jurors impannelled being called likewise came to witt Thomas Stagg, John Stanley, Benj^a Hunt, John Whittington, Edmond Dennis, Richard Keene, Robert Ellys, Edward Turner, Thomas Smith, Henry Parker, Edward Cooke & Tho: Pattison who being elected tryed & sworne to say the truth in the p^rmisses upon their Oaths doe say that the said Jaques Causeene hath sustained damages by occasion of the p^rmisses to five thousand Three hundred & sixty pounds of tobacco besides costs of suite. Whereupon itt is granted by the Court here, that the said Jaques Causcen recover ag^t the said Raymond Stapelford the sume of five thousand three hundred & sixty pounds of tobacco by the jurors aforesaid in forme aforesaid assessed As also Eleven hundred twenty two p^rds of tobacco costs of suite.

p. 640

Roger Baker Adm ^r	}	Thomas Gant late of Calvert County was At-
Henry Jubbar		tached to Answer unto Roger Baker Adm ^r of
ag ^t		the Goods & Chattells of Henry Jubbar deceased
Thomas Gant	}	in a plea of trespas upon the case. In such
		manner itt is proceeded in this Court to witt

the two & twentieth day of Novemb^r in the forty fourth yeare of the Dominion of Cecilius &c that the said Roger Baker Adm^r as aforesaid ought to recover ag^t the said Thomas Gant his damages by reason of the trespas aforesaid, but because itt is not known what damage the said Roger hath sustained by occasion of that trespas Comand was therefore giuen to the Sheriffe of S^t Maryes County that he cause to come here to witt the twelfth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^o Doni 1678. twelve good & lawfull men within his bailiwick diligently to enquire what damage the said Roger Baker hath sustained by occasion of the trespas aforesaid Att which said twelfth day of June the same Sheriffe maketh returne of the writt aforesaid, that by vertue thereof he hath Sumoned twelve good & lawfull men of his bailiwick as by the same writt he was comanded.

Afterwards to witt the foureteenth day of June in the yeare aforesaid came the said Roger Baker by Robert Ridgely his Attorney & the said Thomas Gant by Robert Carvile his Attorney, & the jurors impannelled being called likewise came to witt Thomas Stagg, W^m Hemsley, Benj^a Hunt, John Whittington, Edward Cooke, Edmond Dennis, John Tennison, Tho: Pattison, Richard Keene, Rob^t Ellys, Edward Turner & Thomas Smith who being Elected tryed & sworne diligently to Enquire what damage the said Roger Baker Adm^r as aforesaid hath sustained by occasion of the trespasse aforesaid upon their Oaths doe say that the said Roger Baker hath sustained damage by occasion of the p^rmisses to foure thousand seven hundred sixty three pounds of tobacco Therefore itt is granted by the Court here, that the said Roger Baker Adm^r as aforesaid recover ag^t the said Thomas Gant the sume of foure thousand seven hun-

Liber N N dred sixty three pds of tobacco damages by the Jurors aforesaid in forme aforesaid assessed As also sixteen hundred sixty foure pds of to^b cost of suite.

John Beamont	}	These foure actions are agreed.
ag ^t		
Henry Stocket		
Geo: Yate		
ag ^t		
Rob ^t Purrington ats		
Xtopher Gist		
Henry Darnall		
ag ^t		
Henry Mitchell & al		
Tho: Groves	}	
ag ^t		
Rob ^t Taylor		

p. 641 Costs allowed Wittnesses this Court

Andrew Whittington & Alexander Draper of Som^rsett County for comeing goeing & attendance to give in their Evidence ag^t Thomas Jones gentl ats Prop^y upon several P^rsentm^{ts} are each of 1^l 5^s to^b them allowed 1280.

Randall Revell & his wife in the same cause allowed & ordered to be paid by the said Tho: Jones..... } 1680.

W^m Kent of Calvert County for comeing goeing & attendance to testifie ats ffrancis Dorrington ag^t Jn^o } 870
Sunderland allowed

James Veitch of Calvert County being Summoned to testifie for Thomas Cleggat ag^t Henry Hooper is allowed } 510
James Veitch being Summoned by Thomas Gant to testifie ag^t Roger Baker is allowed..... } 780

Raphael Haywood being summoned by Cap^t John Jordaine to testifie ag^t Pope Alvey is allowed..... } 270

Daniel Cunningham & ux p^{rs} & Richard Edwards & ux Def^{ts} allowed to Charles Boteler for running out the lines upon the Resurvey in Ejectm^t..... } 980

Whittington & Chambers ag^t Tho: Jones in Ejectm^t
 allowed to Tho: Walker high Sheriffe of Som^rsett
 County for impannelling three juries, swearing two
 juries & attendance upon the land. 1080

Liber N N

M^r Robert Carvile

I doe hereby request & impower you for me & in my name att the
 next Provinciaall Court to acknowledge that I have received full satis-
 faccon upon a certaine judgem^t lately recovered by me against
 M^r John Blomfeild late Clerke of the Provinciaall Court for about
 the sume of nine hundred & ffifteen p^ds of tobacco, & for so doeing
 this is yo^r sufficient warrant Given under my hand this thirtieth day
 of May 1678.

George Yate

M^r Painter

Pray file this warrant of Attorney I acknowledge satisfaction upon
 the Record for the coste in the cause Blomfeild con Yate.

Ro Carvile p def^{ts}

I doe hereby on the behalfe of Thomas Jones acknowledge satis-
 faction upon Record upon a judgem^t recovered ag^t Richard Boughton
 att the suite of the said Thomas Jones heretofore obtained for nine
 hundred & twelve p^ds of tobacco costs of suite upon a non pros:

Jn^o Blomfeild

Jn ^o Kemball & ux	}	} These two actions are agreed.
Ex ^x W ^m Jones		
ag ^t		
Rich ^d Kendall & at		
W ^m Morgan		
ag ^t	}	
Jn ^o Edmondson		

Know all men that by these p^rsents that I Marke Cordea doe p. 642
 acknowledge to have received the full ballance in satisfaction of a
 Judgem^t of seven thousand six hundred eighty foure p^ds of tobacco
 recovered in the Provinciaall Court ag^t the Estate of M^r Edward Roe
 lately deceased att the suite of John Codore ffactor to Gabriel Mini-
 vile M^rchants, of & from M^r W^m Combes of Talbot County M^rchant
 interested in the said Estate And therefore as Attorney to & for &
 on the behalfe of the said Credito^{rs} I promise & engage hereby att
 the next Provinciaall Court to acknowledge satisfaccon on Record of
 & on the said Judgem^t & in the mean tyme & allwayes doe acquitt &
 discharge the said Estate of the said Edward Roe & all other persons
 that are or shall be interested therein of & from the said debt of the

Liber N N said Employers or Creditor^{rs} & all other demands touching the same
 Wittnes my hand & seale this 8th day of May Anno Doni 1678.
 Sealed & deftd in the p^rsence of Marke Cordea (sealed)
 W^m Crosse John Duncombe

The Deposicon of Robert Crosman made & attested att S^t Maryes
 this twenty fifth day of March Anno Doni 1678.

Robert Crosman Comand^r of the good Shipp called the Vine
 maketh Oath, that one Christopher Williamson & Eliz^a Royall both
 now Servants unto Robert Graham & Ann his now wife being Ex^x
 of the last Will & c of George Macall came into this Countrey with
 me Servants, in the good Shipp called the Antilope of Liverpoole,
 & upon my arrivall into the river of S^t Maryes, the aforesaid George
 Macall deceased came on board the aforesaid Shipp called the Anti-
 lope bargained & agreed with me for the aforesaid two Servants
 which I sold unto the aforesaid George Macall in the absence of
 one M^r John Addison then partner, for to serve the full tyme & terme
 of foure yeares from & imediatly to comence & begin from the
 thirtieth day of June in the yeare of our Lord God one thousand
 six hundred seventy foure, & so to continue as Servants unto the
 aforesaid George Macall for the full tyme & terme of foure yeares
 each from that day until the said foure yeares shall expire & noe
 longer And further saith, that there were Indentures on the two
 aforesaid Servants for the terme of foure yeares each to serve from
 the day aforesaid which are accidentally missing & lost out of my
 hands This I doe averr to be true, & more saith not
 Sworne before me W^m Calvert Rob^t Crosman

Which being read & heard, Itt is the opinion of the Court here
 this day to witt the thirteenth day of June in the third yeare of the
 Dominion of Charles Lord Baltemore & c Annoq^o Doni 1678. that
 the said Christopher Williamson & Elizabeth Royall are free.

Upon the peticon of Thomas Bland of Ann Arundell County
 gent^l that he was by bonds of Arbitracon of three hundred thousand
 p^{ds} of tobacco compelled in July last to deliver unto M^r Edward
 Dorsey all the reall & personall Estate of Nicholas Wyat late of the
 County of Ann Arundell deceased, except the Plantacon the Pet^r then
 lived upon, which said Plantacon the said Dorsey with force entred
 upon upon which real Estate yo^r Pet^r had three Servants of his
 own proper purchase, which the said Dorsey tooke possession of
 & kept ever since. That in Novemb^r last he petitioned the County
 Court for the said Servants but could not be heard, one of which
 p. 643 Servants named John Booth by the said Dorseys misuseage was
 caused to run away & voluntarily drown himselfe. one other Serv-
 ant named Alice was by the said Dorseys misuseage brought to a

dangerous sicknes. That the said Dorsey the twentieth of April last in her extremity of sicknes sent to the Peticon^r to fetch the said Alice away from his house which he refused to doe. That the said Dorsey upon the one & twentieth day of April procured a Warrant from M^r Richard Hill one of the Justices of Ann Arundell County, upon which the Constable seized & imprisoned the Peticon^r & carryed him to the said Justices house then & still a publick Ordinary, where he was kept Prisoner till the twenty sixth day within night, sometyms the said Justice telling him that he had comitted ffelony & would have compelled him to have given Dorsey a bond, & demanded great security of him. That the Pet^r was att last for his enlargem^t & to save further expence forced to enter into Recognizance for tenn thousand pounds of tobacco to behave himself justly & honestly to Alice his Servant, & to carry away the said Servant from the said Dorseys house, & save the said Justice Hill harmles as by the said Warrant & Recognizance doth appeare. the Pet^r humbly prayed that he might be discharged from the said Recognizance, he ever haveing behaved himselfe civilly to all persons, nor ever comitted any misdemeanor whereby he ought by Law to be bound to his good behaviour, & that he may have redresse for his unjust imprisonm^t Which being read & heard Itt is this day to witt the thirteenth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678. Ordered by the Court here that the aforesaid Recognizance be Cancelled & made void.

Liber N N

June 14th 1678.

Upon the Peticon of Cap^t John Quigley, that in the yeare 1676 he was allowed in the publick Levy one hundred & sixty thousand pounds of tobacco, which was apportioned to be paid in Talbot County that Co^t Vincent Lowe high Sheriffe of the said County although often requested refuses to pay the same And therefore humbly requested that the said Vincent Lowes bond of Sheriffalty to the Lord Prop^{ry} might be assigned him, & that the Attorney Gen^{ll} might be ordered to put the same in suite. Whereupon itt is ordered by the Court here that the said bond of Sheriffalty of the said Vincent Lowe to the right Hon^{ble} the Lord Prop^{ry} be delivered to the Attorney Gen^{ll} to be put in suite

June 14th 1678.

Upon the peticon of Morgan Jones, that yesterday attending this Court he was arrested by Cap^t Syles Deputy att the suite of Thomas Bankes for a pretended debt of one hundred & tenn pounds of tob^o, & for his Enlargem^t he was forced to procure Thomas Gilbert to passe his bill to the said Bankes for three hundred twenty five pounds of tobacco contrary to the Lawes of England & the rules of this Court And humbly requested that the said bill might be deliuered upp

Liber N N Whereupon itt is ordered by the Court here, that the said bill in the peticon menconed be delivered up in open Court to be Cancelled. which was accordingly done

W ^m Crosse	}	This action is agreed.
ag ^t		
Samuel Hatton Adm ^r		
George Soley		

p. 644 Edward Ball } Bernard Johnson late of Calvert County Cooper
 ag^t } was attached to answer unto Edward Ball of the
 Bernard Johnson } same County planter wherefore by force & armes
 one Manno^r Messuage & two thousand acres of
 land lying on the South side of Petuxent River in Calvert County
 aforesaid called Brooke Court Manno^r otherwise the Aquasco with
 the appurtennces w^{ch} Elizabeth Letchworth Widdow Mother &
 Guardian of Joseph Letchworth sonn & heyre of Thomas Letchworth
 deceased in right of the said Joseph demised to the said Edward
 for a terme which is not yet past did enter & him from the possession
 thereof did eject & other harmes to him did to the great damage of
 the said Edward & ag^t his Lopps peace.

And whereupon the said Edward Ball by Robert Carville his Attorney saith, that whereas the said Elizabeth Letchworth mother & Guardian of the said Joseph Letchworth Sonn & heyre of the said Tho: Letchworth in right of the said Joseph the sixth day of Octob^r in the yeare of our Lord One thousand six hundred seventy seven in Calvert County aforesaid did demise to him the said Edward the said Manno^r Messuage & land aforesaid with the appurtennces To have & to hold the same unto him the said Edward & his assignes from the said sixth day of Octob^r aforesaid unto the full end & terme of three yeares from thence next ensueing & fully to be compleat & ended By vertue of which said Demise the said Edward into the said Manno^r Messuage & p^rmisses aforesaid entred & was in the possession thereof & being so in possession thereof afterwards to witt the first day of Novemb^r in the yeare of our Lord one thousand six hundred seventy seven the said Bernard Johnson into the said Manno^r Messuage & p^rmisses aforesaid with the appurtennces aforesaid which the said Elizabeth to him the said Edward in manner & forme aforesaid had Demised for the terme aforesaid which is not yet past entred, & him from his possession thereof did eject & other harmes to him did to the great damage of the said Edward & ag^t his Lopps peace, & thereupon he saith he is the worse & hath losse to the Value of twenty thousand p^ds of tobacco & thereupon he bringeth his suite.

And the said Bernard Johnson by Christopher Rousby his Attorney cometh & defendeth the force & injury when &c and prayeth

liberty of speaking hereunto untill next Provinciaall Court & itt is granted unto him, the same day is given to the p^t also Liber N N

Now here att this day to witt the Eighteenth day of June in the third year of the Dominion of Charles Lord Baltemore &c Annoꝝ Doni 1678. came the said Edward by Robert Carville his Attorney aforesaid & offered himselfe ag^t the said Bernard Johnson in the plea aforesaid but the said Bernard although solemnly called came not but made default Therefore itt is granted by the Court here that the said p^t recover ag^t the said Defend^t his aforesaid terme yet to come of & in the Manno^r Messuage & land aforesaid with the apurtenances And also his damages by occasion of the p^rmisses sustained But because itt is not known to the Court here what damages the said Edward hath sustained by occasion of the p^rmisses Itt is therefore ordered by the Court here that a Writt of Enquiry of damages issue returneable the next Provinciaall Court.

Maryland ss

Tobitha Blanford aged about thirty yeares maketh Oath That M^{rs} Letchworth att the tyme that she first (being above five yeares since) came up the River to forewarne Bernard Johnson of from the land, she came to the Deponents house & brought Tobias Norton along with her, & after they had bin there a while, Bernard Johnson also came, to whom M^{rs} Letchworth said, I forewarne you before M^r Norton & W^m Mills, off from the land which you live on, that you may goe now p^rsently off from itt. Further the said Deponent saith, that she heard her late Husband W^m Mills deceased say, that he told Bernard Johnson that he thought there was no land in the Coscoes to take upp, & that therefore he needed not to putt himselfe to any charges about itt. Further the said Deponent saith, that the said M^{rs} Letchworth with M^r Norton & her said late Husband went over the Creek, & her said late Husband att his returne told her that Bernard Johnson had delivered to M^{rs} Letchworth possession of the land in the p^rsence of the aforesaid M^r Norton & himselfe, & afterwards became Tenant to M^{rs} Letchworth to whom he was to pay some corne for rent, & was to plant some trees, but how many the said Depon^t cannot call to minde, and further saith not.

p. 645

Sworne in open Court 12th June 1678.

Roger Brooke of Calvert County gen^t aged forty yeares or thereabouts sworne saith

That about twenty five yeares since this Depon^t lived upon Aquasco als Brooke Court Manno^r being the land in question, & saith that the Creek called now Tothays Creek on which the Defend^t is now seated was then called Broad Creek being a very broad Creek, & was then accounted the uppermost bounds of Aquasco Manno^r by the people & his ffather & Servants & every body else that lived thereabouts.

Liber N N Roger Brooke

Ambrose Biggs of Calvert County planter aged fifty three yeares or thereabouts sworne saith.

That this Depon^t was Servant to M^r Robert Brooke deceased, & went with his said Master to broad Creek being the uppermost bounds of Brooke Court Manno^r or Aquasco, to View the land whereabouts to seat, & he did not like to seat there but seated lower And further saith not

Ambros Biggs

Andrew Tenehell of Calvert County M^rchant aged thirty six yeares or thereabouts sworne saith.

That this Depon^t lived att W^m Mills when Bernard Johnson tooke up a certaine tract of land upon the North side of Aquasco Manno^r & on the South side of a Creek called broad Creek or Tothay Creek, & being a lodger there att that tyme being eight yeares past, heard the said Mills tell Bernard Johnson there was no land cleere to take up there, but that he thought the land that lay on that side of the Creek belonged to the said Manno^r And further saith not.

Andrew Tenehell

Ninian Beale of Calvert County planter aged forty eight yeares or thereabouts sworne saith

That about tenn yeares since as this Depon^t remembers, & before Bernard Johnson tooke upp the land in question between the said parties W^m Wills his plantacon being adjoining to Aquasco Manno^r he desired me to take him up fifty or sixty acres of land for him on the Aquasco side, if there were any untaken up there And I told him that that I could not without sight of the Certificate taken out of the Secrys office of the bounds of Aquasco Manno^r Whereupon he went to the widdow Letchworths to gett a copy of her Patent which he procured, & I found that water bounded itt on three sides, & that

p. 646

Broad Creek or Tothays Creek was the uppermost bounds of Brooke Court Manno^r & that this Depon^t & one M^r John Abbingtion told the said Bernard Johnson the same before he tooke up the land in question And further saith not

Ninian Beall

The aforementioned Roger Brooke, Andrew Tenehell Ambros Biggs & Ninian Beall were duely sworne to the truth of their severall Deposicons aforesaid this fifteenth day of June 1678 before me

Iuraverunt die & Anno supradict

Philip Calvert

David Jones

agt

Anth^o Demondadeer

} in Ejectm^t

Anthony Demondadeer late of Ann

Arundell County was Attached to

answer unto David Jones of a plea

wherefore with force & armes into

a certaine plantacon & three hundred acres of land called timber neck

with the appurtenances lying on the North side of Patapsco River in Baltimore County which Thomas Taillor Esq^r had Demised to him the said David Jones for a terme which is not yet past he entred & him the said David from his ffarme aforesaid did eject & other harmes to him did to the great damage of him the said David & ag^t his Lopps peace. Liber N N

And whereupon the said David by Robert Carvile his Attorney saith, that whereas the said Thomas Taillor Esq^r upon the first day of April in the yeare of our Lord One thousand six hundred seventy eight did Demise to him the said David Jones all that plantacon & three hundred acres of land called Timber Neck with the appurtenances lying on the North side of Potapsco river in Baltimore County To hold the same to him & his assignes for & dureing the full end and terme of three yeares from thence next ensuing & fully to be compleat & ended, he the said David Jones entred thereinto and was possessed thereof, & being so in possession thereof the said Anthony Demondadeer afterwards to witt upon the tenth day of April aforesaid into the said plantacon with the appurtenances which the said Thomas Taillor had Demised to him the said David for the said terme which is not yet past did enter, & him from his ffarme aforesaid did Eject & other harmes to him did to the great damage of the said David & ag^t the peace of the Lord Prop^{ty} whereupon he saith he is damnified & hath losse to the Value of tenn thousand pounds of tobacco & thereupon he bringeth his suite.

Unlesse you or those under whom you clayme or some for you doe the next Provinciaall Court to be held att the City of St. Maryes the Eleventh day of June next appeare to this Declaracon, & make him or themselves defend^{ts} & plead thereunto, & confesse Lease entry and Ejectm^t judgem^t will be entred ag^t you & possession will be deliuered accordingly 14th May
1678.

To Nathaniel Hinchman tenant in
possession of the lands & p^rmisses in
question

Now here att this day to witt the fourteenth day of June in the third yeare of the Dominion of Charles Lord Baltimore &c Annoq^{ue} Doni 1678. came here into Court Robert ffrancklyn of Ann Arundell County & made Oath that he delivered to Ann the wife of Nathaniel Hinchman tenant in possession of the p^rmisses a true copy of the abovesaid Declaracon And the said Nathaniel Hinchman being solemnly called appeared not neither by himselfe nor Attorney to defend the p^rmisses Whereupon the said David Jones by Robert Carvile his Attorney on the behalfe of the Lessor Thomas Taillor Esq^r prayed his Lopps Writt to cause him to have possession of the land & p^rmisses with the appurtenances & itt is granted unto him p. 647

Liber N N Malachy Peale }
 ag^t }
 Richard Ridgell }
 Benj^a Laurence }
 ag^t }
 Edw^a Watkins }
 Clement Hill }
 ag^t }
 Joan Wahob Ex^x }
 Jn^o Wahob }
 Josias Toate }
 ag^t }
 Benj^a Hunt }
 Abr^a Geale }
 ag^t }
 Rich^d Windall }
 W^m Calvert Esq^r }
 ag^t }
 Margery Stone Ex^x }
 Matthew Stone }
 Edward Jones }
 ag^t }
 Tho: Davis }
 Robert Carvile }
 ag^t }
 Henry Poultry }
 George Parker }
 ag^t }
 Daniel Clarke }
 George Robins }
 ag^t }
 W^m Dare }
 Tho: Pattison }
 ag^t }
 Tho: Taillor }
 Tho: Willius }
 ag^t }
 Tho: Jones }
 Rob^t Carvile }
 ag^t }
 Tho: Wynne }
 the same }
 ag^t }
 W^m Guither }

} These foureteene actions are agreed

George Gunnell & ux }
 Adm^r Overton }
 ag^t }
 Henry Stocket & James }
 Stavely Adm^{rs} Stiles }
 Ad^{rs} Salmon }
 Tho: Snell Adm^r Jn^o }
 Cornish }
 ag^t }
 Ja: Senscerfe }
 Tho: Newton }
 ag^t }
 Benj^a Hunt }
 Henry Ward }
 ag^t }
 George Tankerly }
 James Mills }
 ag^t }
 Henry Johnson }
 the same }
 ag^t }
 the same }
 Peter Sayer & Jn^o }
 Brooke }
 ag^t }
 John Quigley }
 Ken: Cheseldyn }
 ag^t }
 Henry Stocket & Ja: }
 Stavely Adm^{rs} Styles }
 W^m Gennis }
 ag^t }
 Pope Alvey }
 Rob^t Williams }
 ag^t }
 W^m Coleborne }
 W^m Calvert Esq^r }
 ag^t }
 Edw^a Williams }
 James Mills }
 ag^t }
 Tho: Jones }
 Richard Jones }
 ag^t }
 Abr^a Clarke & ux }

The Defend^{ts} by Robert Ridgely their
 Attorney appeare & imparle untill next
 Court

Liber N N Tho: Carlisle & al }
 Ex^{rs} Cuninghame }
 ag^t }
 Jn^o Addison Ex^r }
 Nich: Proddy }
 p. 649 Mary Clements Ex^x }
 John Clements }
 ag^t }
 Orchard & Lewen }
 Henry Stocket & Ja: }
 Stavely Ex^{rs} Styles }
 ag^t }
 Jon^a Sibrey }
 the same }
 ag^t }
 Tho: Moore & ux }
 Adm^x Whetstone }
 Phillis Downman }
 ag^t }
 Rob^t Doyne & ux Adm^x }
 John Thomas }
 Garr VSweringen }
 ag^t }
 Vincent Lowe }
 Hannah Hawkins }
 Ex^x Tho: Hawkins }
 ag^t }
 Garr VanSweringen }
 Tho: Hagelton }
 ag^t }
 Tho: Trueman }
 Tho: Marsh }
 ag^t }
 Steph: Burle }
 W^m Dare }
 ag^t }
 Lewis Blangy & ux }
 Adm^x Bennet }
 Richard Covell }
 ag^t }
 Randall Revell }
 John Moll }
 ag^t }
 Mary Roe Ex^x }
 Edw^a Roe }

These fourteen actions are continued un-
 till next Court

John Machen	}
ag ^t	
John Saunders	
John Burnham	
ag ^t	
Tho: Taillor Esq ^r	
Cartwrights Ex ^{rs}	}
ag ^t	
Tho: Mountford	

John Moll	}	The Defend ^t not appearing this June Court, the Sheriffe of Talbot County amerced foure pounds sterl & this cause continued untill next Court	p. 650
Stephen Tully			

Tho: Notley Esq ^r	}	The Defend ^t in ffebruary Court last being co- mitted into the custody of the Sheriffe of S ^t Maryes County untill he should finde speciall baile to answer the p th s action & abide judgem ^t the Defend ^t being solemnly called, Gerard Slye Sheriffe of the County aforesaid declared that he had not his body here
ag ^t		
Tho: Lomax	}	

Tho: Jones	}	}	These Eleven actions are agreed
ag ^t			
David Browne	}		
Henry Harris			
ag ^t	}		
Tho: Taillor			
Walter Dunch	}		
ag ^t			
W ^m Dorrington	}		
John Roberts			
ag ^t	}		
Garr VSweringen			
the same	}		
ag ^t			
the same	}		
Jn ^o Edmondson			
ag ^t	}		
Henry Parker			
John Rousby	}		
ag ^t			
W ^m Philips	}		
John Bearcroft			
ag ^t	}		
Garr VSweringen			

Liber N N Stephen Cannon }
 ag^t }
 the same }
 Henry Pratt }
 ag^t }
 Jn^o Sanders }
 Marke Cordea }
 ag^t }
 Stephen Murty }

John Allen }
 ag^t } This action abates the p^t being dead.
 Tho : Hussey }

John Pawson & Comp^a } The Sheriffe of Kent County haveing re-
 ag^t } turned a cepi in this cause, & the Def^t not
 John Darby } appearing, itt is ordered by the Court that
 the baile bond be assignd to the p^t

p. 651 Edw^a Pynn } The Sheriffe of Cecil County haveing returned
 ag^t } a Cepi in this cause & the Defen^t not appear-
 Geo : Oldfeild & ux } ing this Court Itt is ordered that scire facias
 Ex^x Jn^o Carr } issue to the Coroner of Cecil County to be
 directed, that by good & lawfull men of the
 County aforesaid he make known to Jonathan Sibrey Sheriffe of the
 said County that he be here in Octob^r Court next, to shew cause if
 any he have, why judgem^t should not passe ag^t him upon the afore-
 said action of the said Edward Pynn

W^m Sannders }
 ag^t }
 John Allen }
 Nich : Page & } These two actions abate, the Def^t being dead.
 Welborne & al }
 ag^t }
 the same }

Henry Warde } Comand was given to the Sheriffe of Calvert
 ag^t } County that by good & lawfull men of his baily-
 James Rumsey } wick he make known unto James Rumsey Ex^r of
 Ex^r Hen : Trulock } the last Will & testam^t of Henry Trulock that he
 be & appeare here the ninth day of April in the
 third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue}
 Doni 1678. to shew cause if any he have why Execucon should not
 issue forth ag^t the Estate of the said Henry Trulock upon a certaine
 judgem^t for twelve thousand pounds of tobacco obtained ag^t the said

Henry Trulock by the said Henry Ward att a Provinciaall Court held att St Maryes the ninth day of April Anno 1676. Att which said ninth day of April the same Sheriffe maketh returne of the writt aforesaid, that by good & lawfull men of his bailywick he hath made known to the said James Rumsey as by the said writt he was comanded. Liber N N

And the said James Rumsey by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of Speaking hereunto untill next Provinciaall Court & itt is granted unto him the same day is given to the pⁿ also

Now here att this day to witt the Eighteenth day of June in the third yeare of his Lopps Dominion &c Annoq̃ Doni 1678. came the said Henry Warde by Robert Carvile his Attorney & the said James Rumsey by Kenelm Cheseldyn his Attorney came also And the said James saith, that the said Henry upon the judgem^t aforesaid ought not to have Execucon, for that he saith he hath fully Administred all & singuler the Goods & Chattells which were the said Henry Trulocks att the tyme of his death, & this he is ready to averr, & craves judgem^t whether the said Henry Ward Execucon aforesaid ought to have which plea of the said James being seen & by the Justices here fully understood, itt seemeth to the same Justices here that the plea aforesaid & the matter therein contained in manner & forme aforesaid pleaded is not sufficient in Law to preclude the said Henry Warde from haveing his Execucon upon the said Judgem^t for the debt & costs aforesaid Therefore itt is granted by the Court here that the said Henry Warde have his Execucon ag^t the Estate of the said Henry Trulock for y^e aforesaid debt of twelve thousand p^{ds} of tobacco And also six hundred & foure p^{ds} of tobacco for his costs & charges sithence laid out & expended.

Thomas Clipsham	} The Sheriffe of Charles County haveing returned	p. 652
ag ^t		
W ^m Lee	} a Cepi in this cause, & the Defend ^t not appearing	
		this Court Itt is ordered that the baile bond be assigned to the p th

Edward Gunnell	}	}
ag ^t		
John Browne	}	
George Lewen		
ag ^t	}	
Mary Clements Ex ^x		
John Clements	}	
Tho: Mountford		
ag ^t	}	
James Wasse		

Liber N N	Tho: Snell Ad ^r	}	The Defend ^{ts} by Rob ^t Carville their Attorney appeare & imparle untill next Court.
	John Cornish		
	ag ^t		
	Henry Hooper		
	Tho: Jones		
	ag ^t		
	Rob ^t Mason &		
	W ^m Thomas		
	Benj ^a Hunt		
	ag ^t		
	Abigail Wright		
	Ad ^x Arthur Wright		
	Peter Bayard &		
	Egidius Luke		
	ag ^t		
	the same		
	Rob ^t Graham & ux		
	Ex ^x Geo: Macall		
	ag ^t		
	Mary Warde Ex ^x		
	Matthew Warde		
	Rob ^t Williams		
	ag ^t		
	the same		
	Justinian Tennison		
	ag ^t		
	Matthew Davis		
	Jn ^o Edmondson		
	ag ^t		
	Mary Tilghman		
	Tho: Bland		
	ag ^t		
	Edw ^a Dorsey		
	the same		
	ag ^t		
	Rich ^d Hill		
	the same		
	ag ^t		
	Adam Shipley		
	Gerard Slye		
	ag ^t		
	Symon Reider		
	Robert Hewit		
	ag ^t		
	Tho: Helgar		

Liber N N
p. 653

W^m Crosse }
ag^t }
W^m Hemsley }
Mary Roe Ex^x }
Edw^a Roe }
ag^t }
the same }
Samuel Hatton }
& ux Ad^x Gorsuch }
ag^t }
the same }
James Wasse }
ag^t }
the same }
Jn^o Tennison }
ag^t }
Jn^o Coode }
George Tyte }
ag^t }
ffra : Johnson }
Henry Stocket & }
Stavely Ex^{rs} Styles }
ag^t }
James Mills }
Jn^o Griggs & ux }
Ex^x Rich^d Keene }
ag^t }
the same Ex^r Sam^l }
Boston }
John Weare }
ag^t }
James Rumsey }
the same }
ag^t }
the same }
Matthew Davis }
ag^t }
Justinian Tennison }

The Defend^{ts} by Kenelm Cheseldyn their At-
torney appeare & imparle untill next Court.

John Watkins } Comand was given to the Sheriffe of Ann Arun-
ag^t } dell County, that of the Goods & Chattells of James
Richard Hill Ad^r } Rawbone deceased if they should be found in his
James Rawbone } bailywick he cause to be made as well the sume
of five thousand pounds of tobacco, a certaine debt
recovered ag^t Richard Hill Adm^r of the Goods & Chattells rights &
Creditts of the said James att a Provinciaall Court held att S^t Maryes

Liber N N the twentieth day of february last past by Jn^o Watkins whereof he is convicted as also the sume of One thousand seventy six pounds of tobacco costs of suite And when he had the same so made as aforesaid or any part thereof the same in his custody to keep so that he has the same att a Provinciaall Court held att S^t Maryes the Eleventh day of June last past to render to the said John Watkins Att which eleven day of June the same Sheriffe made of the writt aforesaid endorsed that the said Richard Hill Adm^r of the Goods & Chattells of the said James Rawbone deceased hath wasted the Goods & Chattells of the said Rawbone that so that he cannot finde any
 p. 654 of the Goods or Chattells of the said Rawbone Of which he might make the debt & costs as by the said Writt he was comanded

Vincent Lowe	}	Unlesse the Defend ^t appeare next Courts Geo : Rob- ins Coroner of Talbot County amerced
ag ^t		
Tho: Vaughan		

John Nutt	}	The Defend ^{ts} by George Parker their Attor- ney appeare & imparle untill next Court.
ag ^t		
Henry Jowles & ux		
Ex ^x W ^m Groome		
Richd Bankes		
ag ^t		
the same		
Ken: Cheseldyn		
ag ^t		
Geo: Wharton		
Edw ^a English		
ag ^t		
James ffloyd		
W ^m Dare		
ag ^t		
Richard Ladd & ux		
Ex ^x Jos: Horsley		

W ^m Morgan	}	This action is agreed.
ag ^t		
Mich ^t Miller		

Henry Warde	}	Comand was given to the Sheriffe of Calvert County that by good & lawfull men of his baily- wick he make known to James Rumsey Ex ^r of the last Will & testam ^t of Henry Trulock de- ceased that he be & appeare here the ninth day of April in the third yeare of the Dominion of Charles Lord Balte- more &c Annoq ^o Doni 1678 to show cause if any he had why Execu- con should not issue forth ag ^t the Estate of the said Henry Trulock
ag ^t		
James Rumsey Ex ^r		
Henry Trulock		

upon a certaine Judgem^t for twelve thousand pounds of tobacco Liber N N
 obtained ag^t the said Henry Trulock by Henry Warde att a Provin-
 ciall Court held att St Maryes the ninth day of April Anno 1676.
 Att which said ninth day of April the same Sheriffe made returne
 of the writt aforesaid, that by good & lawfull men of his bailywick
 he did make known to the said James Rumsey as by the same writt
 he was commanded

And the said James Rumsey by Kenelm Cheseldyn his Attorney
 cometh & defendeth the force & injury when &c & prayeth liberty of
 speaking hereunto untill next Provinciaall Court & itt is granted unto
 him, the same day is given to the plaintiffe also

Now here att this day to witt the Eighteenth day of June in
 the third yeare of the Dominion of Charles Lord Baltemore &c
 Anoꝝ Doni 1678. came the said Henry Warde by Robert Carvile
 his Attorney and the said James Rumsey by Kenelm Cheseldyn his
 Attorney came also, & the said James saith that the said Henry upon
 the judgement aforesaid ought not to have Execucon, for that he
 saith he hath fully administred all & singuler the Goods & Chattells
 which were the said Henry Trulocke att the tyme of his death, &
 this he is ready to averr & craves judgem^t whether the said Henry
 Warde Execucon aforesaid ought to have Which plea of the said
 James being seen & by the Justices here fully understood, itt seemeth
 to the same Justices here That the plea aforesaid & the matter therein p. 655
 contained in manner and forme aforesaid pleaded is not sufficient
 in Law to preclude the said Henry from haveing his Execucon upon
 the said Judgem^t for the debt aforesaid Therefore itt is granted by
 the Court here, that the said Henry Warde have his Execucon ag^t
 the Estate of the said Henry Trulock for the aforesaid debt of
 twelve thousand pounds of tobacco And also six hundred & foure
 pounds of tobacco for his costs & charges sithence laid out & expended.

Thomas Marsh ag ^t Richard Bailly	}	Unlesse the Defend ^t appeare next Court, the Sher- iffe of Talbot County amerced.
---	---	---

W ^m Gough ag ^t Philip Lynes	}	This action abates, the p ^r being dead
---	---	---

Jonathan Sibrey ag ^t Charles Howell	}	Unlesse the defend ^t appeare next Court, the Sherif of Kent County amerced.
--	---	---

Abraham Blagg ag ^t W ^m Wells	}	This action is discontinued.
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Liber N N W^m Dare Adm^r } Upon mocon made to this Court by Robert Car-
 John Parker } vile Attorney for the plaintiffe, that the said plain-
 ag^t } tiffe comencing these two actions as Adm^r to
 Richard Royston } John Parker although nonsuited therein ought not
 the same } to pay any costs of suite whereupon itt is Ordered
 ag^t } by the Court here this day to witt the one & twen-
 Humphry Jones } tieth day of ffebruary in the third yeare of his
 Lordpps Dominion &c Annoq Doni 1677. that
 the said W^m Dare pay to the Defend^{ts} Richard Royston & Humphry
 Jones no costs of suite in these two actions although formerly to
 witt the twelfth day of ffebruary Anno 1675 & the three & twentieth
 day of June Anno 1677. he the said W^m Dare was nonsuited therein

June 11th 1678.

Then were Thomas Tailor Sheriffe of Dorchester County, William
 Chandler Sheriffe of Charles County, Henry Darnall Sheriffe of
 Calvert County, Thomas Long Sheriffe of Baltemore County,
 Thomas Marsh Sheriffe of Kent County & John Welsh Sheriffe of
 Ann Arundell County, each of them fined for not returning their
 writts according to order of Court two thousand pounds of tobacco.

H David Whitlock } The Defend^t by Nehemiah Blakiston his Attor-
 ag^t } ney appeares & imparles untill next Court
 Tho: Simpson }

James Collins } Unlesse the Defend^t appeare next Court, the Sheriffe
 ag^t } of S^t Maryes County amerced.
 John Barnes }

p. 656 Morgan Jones }
 ag^t } This action is agreed.
 W^m Kent }

Michael Basey } Unlesse the Defend^t appeare next Court, the Sheriffe
 ag^t } of Dorchester County amerced.
 Tho: Cooke }

George Parker } The Sheriffe of Charles County haveing returned
 ag^t } a cepi in this cause, & the Defend^t not appearing, the
 Rob^t Gillham } Sheriffe assigned over to the plaintiffe the baile bond
 to be put in suite

John Staynes } The Defend^t by Charles Boteler her Attorney appeares
 ag^t } & imparles untill next Court.
 Ann Jones }

Kenelm Cheseldyn	}	The Defend ^{ts} by Nehemiah Blakiston their Attor- ney appeare & imparle untill next Court
Ex ^r John Jones		
ag ^t		
Randolph Brandt		
W ^m Smith	}	
ag ^t		
Rob ^t Neale		

Hugh Sherwood	}	This action in Ejectm ^t is continued untill next Court
ag ^t		
John Hunt		

Garret VanSweringen	}	The Defend ^t by Robert Ridgely his Attorney appeares & imparles untill next Court
ag ^t		
John Quigley		

John Burditt	}	Comand was given to the Sheriffe of S ^t Maryes County that he take Thomas Peighen late of S ^t Maryes County Marryner if he should be found in his bailywick & him safely keep so that he have his body here the Eleventh day of June in the third yeare of his Lordpps Dominion &c Annoq Doni 1678 to answer unto John Burditt in a plea of trespas upon the case Att which said Eleventh day of June the same Sheriffe made returne of the writt aforesaid that the said Thomas Peighen is not to be found in his bailywick Whereupon the said John Burditt by Robert Ridgely his Attorney prayed an Attachm ^t ag ^t the Estate of the said Thomas Peighen according to Act of Assembly in that case made & provided & itt is granted unto him.
ag ^t		
Tho: Peighen		

Robert Ridgely	}	Comand was given to the Sheriffe of Cecil County that he take George Oldfield late of Cecil County gentl if he should be found in his bailywick & him safely keep so that he have his body here the Elev- enth day of June in the third yeare of his Lordpps Dominion &c Annoq Doni 1678 to answer unto Robert Ridgely gentl one of the Attorneys of this Court according to the libertyes & priviledges allowed &c in a plea of trespas upon the case Att Which said Elev- enth day of June the same Sheriffe made returne of the writt afore- said that the said George Oldfield doth abscond that his body he could not have att the day & place as by the same writt he was co- manded Whereupon the said Robert Ridgely prayed on Attachment against the Estate of the said George Oldfield according to Act of Assembly in that case made & provided & itt is granted unto him.
ag ^t		
George Oldfield		

Liber N N John Coode } Comand was given to the Sheriffe of S^t Maryes
 ag^t } County that he take Thomas Oliver late of S^t Maryes
 Tho: Oliver } County Marryner if he should be found in his baily-
 wick & him safe to keep so that he have his body
 here the Eleventh day of June in the third yeare of his Lopps
 Dominion &c Annoq̃ Doni 1678. to answer unto John Coode in a
 plea of trespas upon the case Att which said Eleventh day of June
 the same Sheriffe made returne of the writt aforesaid that the said
 Thomas Oliver is not to be found in his bailywick Whereupon the
 said John Coode by Kenelm Cheseldyn his Attorney & prayed an
 Attachm^t against the Estate of the said Thomas Oliver according
 to Act of Assembly in that case made & provided & itt is granted
 unto him.

Daniel Jenifer } Comand was given to the Sheriffe of Calvert
 ag^t } County, that by good & lawfull men of his baily-
 James Thompson } wick he make known unto James Thompson Adm^r
 Ad^r W^m Green } of the Goods & Chattells of W^m Green deceased
 that he be & appeare here the Eleventh day of June
 in the third yeare of the Dominion of Charles Lord Baltemore &c
 Annoq̃ Doni 1678. to show cause (if any he had) why Execucon
 should not issue forth against the Estate of the said W^m Green upon
 a certaine judgem^t for foure pounds tenn shillings sterl debt & two
 hundred seventy five pounds of tobacco costs of suite recovered ag^t
 him the said W^m Green by Daniel Jenifer gentl the twelfth day of
 May Anno 1674. Att which said Eleventh day of June the same
 Sheriffe made returne of the writt aforesaid, that he had made
 known to the said James Thompson before Edward Isaac & Thomas
 Tasker lawfull men of his bailywick that he appeare according as the
 said writt required

Now here att this day to witt the twelfth day of June in the third
 yeare of his Lopps Dominion &c Annoq̃ Doni 1678 came the said
 Daniel Jenifer by Robert Carville his Attorney & prayeth his Execu-
 con of the said debt & costs of suite And the said James Thomp-
 son although so warned being solemnly called came not but made
 default Therefore itt is considered that the said Daniel Jenifer have
 Execucon against the Estate of the said W^m Green of his debt &
 costs aforesaid And also five hundred & sixty pounds of tobacco for
 his costs & charges sithence laid out & expended

Daniel Jenifer } Comand was given to the Sheriffe of Calvert
 ag^t } County, that by good & lawfull men of his baily-
 Richard Edwards } wick he make known unto Richard Edwards &
 & ux Ex^x Jn^o Pott } Hannah his wife Executrix of the last Will &
 testament of John Pott deceased that they be &
 appeare here the Eleventh day of June in the third yeare of the

Dominion of Charles Lord Baltemore &c Annoq̃ Doni 1678, to shew Liber N N
 cause (if any they had) why Execucon should not issue forth against
 the Estate of the said John Pott upon a certaine judgment for seven
 hundred forty two p̃ds of tobacco debt & five hundred sixty seven
 pounds of tobacco costs of suite recovered against the said John
 By Daniel Jenifer gentl the sixteenth day of Octobr Anno 1674. p. 658
 Att which said Eleventh day of June the same Sheriffe made re-
 turne of the writt aforesaid, that he had made known to the said
 Richard Edwards & Hannah his wife before ffrancis Collier &
 Thomas Tasker lawfull men of his bailywick that they appeare ac-
 cording as the said writt required

Now here att this day to witt the twelfth day of June in the third
 yeare of his Lopps Dominion &c Annoq̃ Doni 1678 came the said
 Daniel Jenifer by Robert Carvile his Attorney & prayeth his Exe-
 cucon of the debt & costs aforesaid And the said Richard & Hannah
 although so warned being solemnly called came not but made de-
 fault Therefore itt is considered by the Court here that the said
 Daniel Jenifer have Execucon ag^t the Estate of the said John Pott
 of the debt & costs aforesaid And also five hundred seventy six
 pounds of toḃ for his costs & charges sithence laid out & expended

Henry Jowles ag ^t	}	Comand was given to the Sheriffe of Calvert County
George Carter	}	that without delay he cause to be had & given unto
		Henry Jowles his possession of one Messuage &
		twenty five acres of land being the moiety of fifty
		acres late in the possession of James Thompson & unjustly detained
		from him by George Carter, & his possession thereof recovered
		against the said George the twenty third day of ffeb ^r last past And
		in what manner he Execute the said precept he make known here
		the Eleventh day of June, in the third yeare of his Lopps Dominion
		&c Annoq̃ Doni 1678 Att which said Eleventh day of June the same
		Sheriffe made returne of this writt aforesaid, that he had given & de-
		livered unto the said Henry Jowles quiet & lawfull possession of the
		said Messuage & twenty five acres of land according to the said writt.

W ^m Ward ag ^t	}	His Lopp the Lord Prop ^r of this Province sendeth
Robert Maurice	}	his writt of habere facias possession to the Sheriffe
		of Cecil County directed which followes in these
		words viz ^t : Whereas att a Provinciaall Court held
		att the City of S ^t Maryes the twelfth day of April last past before
		our Justices there by the discretion of the same Court, W ^m Ward
		hath recovered against Robert Maurice his possession of one Mes-
		suage & twenty five acres of land being the moiety of fifty acres of
		land called Hermans Mount lying & being in Sassafrax River in the
		County aforesaid & lately in the tenure & possession of Cornelius
		Urinson Wee therefore comand you that to him the said W ^m Ward

Liber N N his possession of the said Messuage & land without delay you cause to be had & given And in what manner you Execute this precept that you make known to our said Justices of our said Court the Eleventh day of June next & have you there this writt Wittnes our trusty & welbeloved Thomas Notley Esq^r our Lievtent^t Gen^l & chiefe Justice of our said Province the thirteenth day of April in the third yeare of our Dominion &c Anno^q Doni 1678. Att which said 11th of June the said Sheriffe maketh returne of the writt aforesaid that he hath delivered unto the said W^m Ward quiet possession before John Turner Milison & John ffosset both Inhabitants in the County aforesaid

p. 659 Eliz^a Carleton & at^t } His Lordpp the Lord Prop^{ry} of this Province
 ag^t } sendeth his writt of habere facias possession to
 Edw^a Williams } the Sheriffe of Cecil County in these words.
 Whereas Elizabeth Carleton Widdow Mother
 & Guardian of Mary Carleton & Elizabeth Carleton daughters & Co-
 heyres of Tho: Carleton deceased & in right of the said Mary &
 Elizabeth att our Provinciaall Court held att S^t Maryes the thirteenth
 day of April instant before our Justices there by the discretion of
 the same Court have recoverd against Edward Williams their posses-
 sion of one messuage & two hundred & fifty acres of land in Cecil
 County part of a tract of land called by the name of the ffolly
 scituate lying & being on the East side of Cheseapeake bay in Turners
 Creek in Sassafrax River with the appurtenneces which he the said
 Edward Williams unjustly deteyned from them Wee therefore
 comand you that to them the said Mary & Elizabeth Carleton their
 possession of the said Messuage & land with the appurtenneces being
 part of the said tract of land called the ffolly without delay you
 cause to be had & given And in what manner you Execute this
 p^rcept that you make known to our Justices of our said Court to be
 held att S^t Maryes the Eleventh day of June next, & have you there
 this Writt Wittnes our trusty & welbeloved Thomas Notley Esq^r
 our Lievtent Gen^l & chiefe Justice of our said Province the thirteenth
 day of April in the third yeare of our Dominion &c: Anno^q Doni
 1678. Att which said Eleventh day of June the same Sheriffe maketh
 returne of the writt aforesaid in these words viz^t By vertue of this
 writt to me directed I doe here certifie, that on the seven & twentieth
 day of May in the yeare within specified I have given & delivered
 unto M^r Charles James for the use of Elizabeth Carleton in right
 of Mary Carleton & Elizabeth Carleton daughters & Coheyres of
 Thomas Carleton deceased full, & quiet possession of one Messuage
 & two hundred & fifty acres of land with the appurtenneces within
 specified as I am within comanded

p me Jon^a Sibrey Sheriffe.

Matthew Meriton } His Lordpp the Lord Prop^{ry} of this Province Liber N N
 ag^t } sendeth his writt of habere facias possessionem
 Henry Parker } to the Sheriffe of Talbot County in these words.
 vitz. Whereas Matthew Merriton Citizen &
 Salter of London att our Provinciaall Court held att S^t Maryes the
 thirteenth day of April instant before our Justices there by the
 consideracon of the same Court hath recovered against Henry
 Parker his possession of one Messuage & two hundred twenty five
 acres of land comonly called by the name of Holden lying in the
 said County of Talbot in the Province aforesaid on the South side
 of a River there called S^t Michaels River, on the South side of a
 branch of water called ffoley branch with the appurtenneces which
 the said Henry Parker unjustly detained from the said Meriton Wee
 therefore comand you that to him the said Matthew Meriton his
 possession of the said Messuage & land with the appurtenneces with-
 out delay you cause to be had & given And in what manner you
 Execute this precept that you make known to our Justices of our
 said Court to be held att S^t Maryes the Eleventh day of June next
 & have you there this writt Witness our trusty & welbeloved Thomas
 Notley Esq^r our Lievtenant Gen^l & chiefe Justice of our said Pro-
 vince the thirteenth day of April in the third yeare of our Dominion
 &c Annoq Doni 1678 Att which said Eleventh day of June the same
 Sheriffe maketh returne of the writt Aforesaid endorsed viz^t accord- p. 660
 ing to the tenour of the within named writt I have this twenty
 seventh day of May 1678. given quiet & peaceable possession of the
 within Messuage & land unto M^r Thomas Smithson Attorney to the
 within named Matthew Meriton

Benj^a Rozer Adm^r } His Lordpp the Lord Prop^{ry} of this Province
 Dominick Bodkin } sendeth his writt of habere facias possessionem
 ag^t } to the Sheriffe of Charles County in these words
 John Allen } Whereas att a Provinciaall Court held att S^t
 Maryes the ninth day of April last past before
 our Justices there by the consideracon of the same Court, Benjamin
 Rozer Esq^r Adm^r of the Goods & Chattels of Dominick Bodkin de-
 ceased hath recovered against John Allen his possession of two
 Messuages one Water Mill & five hundred acres of land comonly
 called the Mill lying in yo^r County & now or late in the possession
 of the said John Allen which he the said John Allen hath unjustly
 detained from him, therefore we comand you that to him the said
 Benjamin Rozer his possession of the said Messuages land & water-
 mill without delay you cause to be had & given And in what manner
 you execute this p^rcept that you make known to our Justices of our
 said Court to be held att S^t Maryes the Eleventh day of June next,
 & have you there this writt Wittnes our trusty & welbeloved Thomas
 Notley Esq^r our Lievtenant Gen^l & chiefe Justice of our said

Liber N N Province the thirteenth day of April in the third yeare of our Dominion &c Annoq̃ Doni 1678. Att which said Eleventh day of June the said Sheriffe maketh returne of the writt aforesaid endorsed By vertue of this writt of possession I have given unto Benjamin Rozer Esq^r Adm^r of Dominick Bodkin possession of two water Mills, one dwelling house, kitchen, Smithe shopp & hoghouse with the land thereunto belonging.

W^m Chandler Sheriffe.

Thomas Carvile Ex ^r	}	John Coode & Clement Hill gentl being ordered & appointed Auditors to audite & state the accompts between the plaintiffe & defend ^t And the said Auditors haveing made no report thereof to this Court Itt is therefore this day
Robert Hunt		
ag ^t		
Joshua Guibert		

to witt the thirteenth day of June in the third yeare of his Lordpps Dominion &c Anoq̃ Doni 1678. ordered by the Court here that John Coode & Walter Hall gentl be armed with a Comission to audite & state the accompts between the said parties, & to make report of their proceedings therein without delay

Robert Carvile	}	Comand was given to the Sheriffe of Dorchester County that he Attach any the Goods or Chattells of Thomas ffisher M ^r chant if they should be found in his bailywick to the Value of five thousand six hundred eighty five pounds of tobacco, & them in his custody to keep untill the said Thomas ffisher should by himselfe or his Attorney appeare here this Eleventh day of June to answer unto Robert Carvile gentl one of the Attorneys of this Court according to the liberties and priviledges allowed &c in a plea of trespass upon the case Att which said Eleventh day of June the same Sheriffe made returne of the writt aforesaid that he hath Attached in the hands of John Brooke the sume of five thousand six hundred eighty five pounds of to ^b . Now here att this day to witt the twelfth day of June in the third yeare of his Lordpps Dominion &c Annoq̃ Doni 1678. came the said Robert Carvile in his proper person but the said Thomas ffisher Came not, whereupon the said Robert Carvile prayed that
ag ^t		
Thomas ffisher		

p. 661 the tobacco so Attached as aforesaid might be condemned unto him & itt is granted, the said Robert Carvile givinge security to the Court here to indemnifie the Court & make restitucon of the same or the Value thereof in case the said Thomas ffisher or his Attorney shall within a yeare & a day make his or their just & due defence & proceed on in the said action in comon forme, & make itt appeare that the said Robert Carvile is satisfied his just demand or any part thereof according to the true intent & meaning of a certaine Act of Assembly in that case made & provided.

Jonathan Sibrey	}	James Mills Ex ^r of the last Will & Testam ^t of	Liber N N
ag ^t		Samuel Boston decd was Sumoned to answer unto	
James Mills Ex ^r		Jonathan Sibrey of a plea that he render unto	
Samuel Boston	}	him tenn thousand pounds of tobacco which to	
		him he oweth & unjustly detaineth	

And whereupon the said Jonathan by Robert Carville his Attorney saith that whereas the said Samuells in his life tyme that is to say upon the fourteenth day of Novemb^r one thousand six hundred seventy six by his certaine bond or writeing obligatory Sealed with the seale of him the said Samuells & here in Court produced whose date is the day & yeare abovesaid did confesse & acknowledge himselfe to owe & stand indebted to the said Jonathan in the quantity of tenn thousand pounds of good sound M^cchantable tobacco to be paid to the said Jonathan, to which payment he bound himselfe his Ex^{rs} & Adm^{rs} Yet the said Samuel in his life tyme or the said James Mills since his death the said sume of tenn thousand pounds of tobacco to him the said Jonathan though often thereunto requested hath not paid, but the same to pay have hitherto denyed & still doe deny to the damage of the said Jonathan fifteen thousand pounds of tobacco & thereupon he bringeth his suite

And the said James Mills by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c & prayeth the hearing of the said Obligation & itt is read unto him, he also prayeth hearing of the Condon of the said writeing & itt is read unto him in these words The Condon of this Obligacon is such, that if the above bound Samuells Boston doe & shall make his appearance att the next Court to be held for Cecil County being the third tuesday of this instant Novemb^r to answer the suite of John Desiardine in an accon of trespas of the case That then this Obligacon to be void or else to remaine in full force & vertue Which being read & heard the said James Mills by his Attorney aforesaid prayeth liberty to imparle hereunto untill next Provinciaall Courtt & itt is granted unto him, the same day is given to the plaintiffe also.

Now here att this day to witt the ffifteen day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Dni 1678. came the said parties by their Attorneys aforesaid, & the said James Mills by his said Attorney saith, that the said Jonathan Sibrey ought not to have his action against him, for that the said writeing obligatory menconed in the declaracon of the said Jonathan was delivered unto the said Jonathan by the said Boston for his appearance as the said Jonathan was Sheriffe of Cecil County, & not as any proper debt due unto the said Jonathan from him the said Samuel, neither hath the said Jonathan bin any manner of wayes damnified & this he is ready to averr And the said plaintiffe refused to make any further Prosecution against the said James Mills in the plea aforesaid, whereupon a Nonsuite is awarded against him

Liber N N And itt is considered by the Court here that the said James Mills Ex^r as aforesaid recover against the said Jonathan Sibrey the sume of Eight hundred forty foure pounds of to^b for his costs & charges by him about his defence in this behalfe laid out & expended And the said Jonathan in mercy for his false claime

Benjamin Rozer Esq ^r	} Comand was given to the Sheriffe of Charles
ag ^t	
Dominick Bodkin	
} County that he Attach any the Goods or	
} Chattells of Dominick Bodkin if they should	
be found in his bailywick to the Value of	

One hundred seventy five pounds ten shillings ster^t, the same so Attached in his custody to keep untill the said Dominick Bodkin should by himsele or his Attorney appeare here the Eleventh day of June in the third year of his Lordpps Dominion &c Annoq^o Doni 1678. to answer unto Benjamin Rozer in a plea that he render unto him One hundred thirty one pounds twelve shillings & Eight pence ster^t which to him he oweth and unjustly detaineth. Att which said Eleventh day of June the same Sheriffe made returne of the writt aforesaid that he hath Attached of the Goods & Chattells of Dominick Bodkin in the hands of Major Benjamin Rozer to the Value of One hundred seventy five pounds tenn shillings.

Now here att this day to witt the twelfth day of June in the third year of his Lordpps Dominion &c Annoq^o Doni 1678. came the said Benjamin Rozer by Christopher Rousby his Attorney but the said Dominick Bodkin came not Whereupon the said Benjamin Rozer prayed that the Goods & Chattells so Attached as aforesaid might be condemned unto him & itt is granted, the said Benjamin Rozer giveing security to the Court here to indemnifie the Court & to make restitucon thereof or of the Value thereof in case the said Dominick Bodkin or his Attorney shall within a yeare & a day make his or their just defence and proceed on in the said action in comon forme, & make itt appeare that the said Benjamin Rozer is satisfied his just demand or any part thereof according to the true intent and meaning of a certaine Act of Assembly in that case made and provided

Exchange for $65^s = 16^s = 4^d$. Maryland 30th of April 1677 Att tenn dayes sight of this my first of Exchange my second & third not paid, pay to Major Benjamin Rozer or order the just sume of sixty five pounds sixteen shillings & foure pence, make good payment & place the same to the acc^t of S^r Yo^r humble servant

Dominick Bodkin

To M^r Jn^o Black M^cchant in London

May 19th 1677.

S^r

Pay the contents of the within menconed bill to M^r Benjamin Whichcot of London M^cchant or to his order, itt being the order of yo^r loveing friend

Benjamin Rozer

To Mr John Blake M^rchant in London,

Liber N N

By this publick Instrument of Protest be itt known & manifest unto all those who shall see these p^rsents or heare the same read, that on the Eleventh day of the month of August Anno Dom One thousand six hundred seventy seven & in the nine & twentieth yeare of the reigne of our Sovereigne Lord Charles the second by the grace of god King of England Scotland ffrance & Ireland defend^r of the faith &c att the request of M^r Benjami Whichcot of London M^rchant I Nicholas Hayward Notary & Tabellion publick dwelling in London by authority of his said Ma^{ties} admitted & sworne speaking to M^r John Blake also of London M^rchant I demanded of him if he would pay the originall bill of Exchange of sixty five pounds sixteen shillings & foure pence (whereof the true copy is written on the other side) whereupon the said John Blake answered that for want of Effects he would not pay the said bills, w^{ch} answer I the said Notary having heard (att the request aforesaid) have protested as by these p^rsents I doe protest as well against Dominick Bodkin drawer of the said bill as against all others therein obliged for Change & Rechange together with all costs damages & interests all ready suffered & hereafter to be suffered for want of payment of the said bill. Thus done & protested in London in p^rsence of John Liddiard & Pocten Paul Wittnesses

p. 663

Quod attestor regatus manu ac sigillo.

(locus sigilli)

Nic: Hayward Notarius publicus

Robert Carville } Comand was given to the Sheriffe of S^t Maryes
ag^t } County that he Attach any the Goods or Chat-
Cadwallader Jones } tells of Cadwallader Jones if they should be found
in his bailywick to the Value of two thousand
one hundred thirty three pounds of tobacco, & the same so Attached
in his custody to keep untill the said Cadwallader Jones should by
himselpe or his Attorney appeare here, the Eleventh day of June
in the third yeare of his Lordpps Dominion &c Annoq³ Doni 1678. to
answer unto Robert Carville gentl in a plea of trespas upon the case.
Att which said Eleventh day of June the same Sheriffe made returne
of the writt aforesaid that by vertue thereof he hath Attached in the
hands of Walter Hall two thousand one hundred thirty three pounds
of tobacco.

Afterwards to witt the twelfth day of June in the yeare aforesaid
the said Attachment was dissolved by the Court, & Ordered that
the tobacco so Attached as aforesaid be restored to the said Walter
Hall

Robert Ridgely } Comand was given to the Sheriffe S^t Maryes
ag^t } County that he Attach any the Goods or Chattells
Cadwallader Jones } of Cadwallader Jones if they should be found in
his bailywick to the Value of two thousand five

Liber N N hundred thirty three pounds of tobacco, & the same so Attached in his custody to keep untill the said Cadwallader Jones should by himselfe or his Attorney appeare here the Eleventh day of June in the third year of his Lordppes Dominion & Annoq Doni 1678. to answer unto Robert Ridgely gent^r in a plea of trespas upon the case Att which said Eleventh day of June the same Sheriffe made return of the writt aforesaid that by vertue thereof he hath Attached in the hands of Walter Hall two thousand five hundred thirty three pounds of tobacco.

Afterwards to witt the twelfth day of June in the yeare aforst^d the said Attachment was dissolved by the Court, & Ordered that the tobacco so Attached as aforesaid be restored to the said Walter Hall

Robert Carvile	}	The Defend ^t by Nehemiah Blakiston his Attorney appeares & imparle untill next Court.
ag ^t		
John Tennison		

p. 664	John Maning	}	The Defend ^t by W ^m Crosse his Attorney appeares & imparles untill next Court
	ag ^t		
	John Price		

June 14th 1678

Then was Michael Miller of Kent County gent^r sworne Sheriffe of the said County

Eodem die

Then was W^m Price Servant to the Hon^{ble} Thomas Notley Esq^r judged to be Seventeen yeares of age when he arrived in this Province. & Ordered that the said W^m Price Served his said Master att the expiracon of his tyme of servitude by custome of this Countrey two hundred & thirty dayes for unlawfully absenting himselfe & runing away from his said Masters service twenty three dayes by his owne confession att ten dayes p one according to Act of Assembly

June 13th 1678.

Where any person served with a subp^a doth injury or wrong either by word or deed to the party who acted in the service in itt, or doth sett att nought or contemne writt itt selfe or the authority of the Court from whence itt issues, upon Oath made thereof & mocon thereupon Itt is ordered that such person be comitted to prison

June 12th 1678.

John Saunders of Charles County being brought down to this Court by the Sheriffe of the same County Ordered that the said John Saunders be remanded to the Sheriffe of the said County, who is to have his body here att the next Provinciaall Court.

W ^m Hemsley	}	Mary Roe Ex ^x of the last Will & testam ^t of Edward	Liber N N
ag ^t		Roe deccased was Sumoned to Answer unto W ^m	
Mary Roe Ex ^x		Hemsley in a plea that she render unto him the full	
Edward Roe		or just quantity of tenn thousand pounds of tobacco & cask w ^{ch} from him she unjustly detaineth	

And whereupon the said W^m by John Rousby his Attorney saith that whereas the said Edward Roe in his life tyme to witt the sixteenth day of June One thousand six hundred Seventy five by his certaine bill or writing obligatory Sealed with the Seale of him the said Edward & here in Court produced whose date is the day & yeare abovesaid did acknowledge himselfe to owe & stand justly indebted unto the said W^m Hemsley the full & just quantity of tenn thousand pounds of tobacco & caske to containe the same according to the late Act of Assembly w^{ch} tobacco was to be paid on the tenth day of Octob^r then next ensuing att some convenient place in Talbot County To which payment well & truely to be made the said Edward Roe did binde himselfe his heyres Ex^{ts} & Admist^{rs} firmly by those p^rsents Yet neverthesse the said Edward Roe in his life tyme nor the said Mary since his death the said sume of tenn thousand pounds Tobacco to the said W^m Hemsley according to the tenor of the said writing obligatory though often thereunto requested hath not paid, but the same to pay hath denyed & yet doth deny to the damage of the said W^m Hemsley twenty thousand pounds of tobacco

And the said Mary Roe by Robert Carvile her Attorney cometh & defendeth the force & injury when &c and prayeth liberty to im-
parle hereunto untill next Provincially Court & itt is granted unto her, the same day is given to the pth also

Att which said next Provincially Court to witt the Seventeenth day of June in the third yeare of the Dominion of Charles Lord Baltimore &c Annoq^{ue} Doni 1678 came the said partyes by their Attorneys aforesaid And the said Mary by her said Attorney saith that as to Nine thousand two hundred thirty Seven pounds of tobacco she cannot gainsay for that the same remaines due upon the bill aforesaid And as to Seven hundred sixty & three pounds of tobacco she hath satisfied & paid the same Therefore itt is considered by the Court here That the said W^m Hemsley recover ag^t the said Mary Roe Exec^x as aforesaid as well the sume of nine thousand two hundred thirty seven pounds of tobacco debt As also
pounds of tobacco costs of suite So that Execucon thereof cease untill the tenth day of October next

Upon the peticon of Thomas Innes, that he stood indebted unto M^r John Manley Clerke of S^t Maryes County Court for ffees the sume of three hundred thirty two pounds of tobacco which the Sheriffe was ordered to receive That the peticon^r drew a noat on M^r Walter Hall for the paym^t thereof which was underwritt ac-

Liber N N cepted & paid Yet neverthesse he was taken in Execucon for the same And humbly requested to be discharged thereof Whereupon itt was ordered by the Court here this day to witt the twelfth day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq Doni 1678 that the Execucon aforesaid be supseded And that the said Tho: Innes goe thereof without day

Isaac Jacob }
ag^t } Leven Dennard late of Som^rsett County in the Prov-
Corn^s Johnson } ince of Maryland planter was Attached to answer
unto John Covington of the same County planter
wherefore with force & armes one Messuage & three
hundred acres of land called Sweetwood lying on the Northermost
side of Monny River, beginning att a marked tree seperateing the
said land from the land of Cap^t Thomas Maning, thence runing upp
the maine river of Monny East Southerly to a marked tree standing
by the river side for the length of One hundred & fifty perches thence
with a line drawn North into the woods the length of three hundred
& twenty perches, thence with a line drawn West Northerly the
p. 666 length of One hundred & fifty Perches till itt intersects with the
Easternmost line unto Cap^t Thomas Maning aforesaid Which Isaac
Jacob demised to the said John Covington for a terme which is not
yet past did enter & him from the possession thereof did Eject &
other harmes to him did to the great damage of the said John
& against his Lordpps peace &c

And whereupon the said John by Christopher Rousby his At-
torney saith That whereas the said Isaac Jacob the first day of
January in the yeare of our Lord 1677 in Som^rsett County afore-
said did demise to him the said John the said Messuage & three hun-
dred acres of land with the appurtenneces aforesaid To haue & to
hold the same unto him the said John & his assignes from the said
first day of January aforesaid untill the full end & terme of three
yeares from thence next ensuing fully to be compleat & ended By
vertue of which said Demise the said John into the said Messuage
land & p^rmisses did enter & was in the possession thereof And being
so in the possession thereof afterwards to witt the second day of
January aforesaid the said Leven Dennard into the said Messuage
land & p^rmisses aforesaid with the appurtenneces which the said Isaac
Jacob to him the said John Covington in manner & forme afore-
said had Demised for the terme aforesaid which is not yet past
entred, & him from the possession thereof did Eject & other harmes
to him did to the great damage of the said John & ag^t his Lordpps
peace &c Whereupon he saith he is the worse & hath losse to the
Value of twelve thousand pounds of tobacco & thereupon he brings
his suite

Unlesse the tenant in possession or they under whom he claymes
doe att the next Provinciaall Court to be held att the City of

S^t Maryes the twelfth day of ffebruary next appeare to this Declaracon, & make him or themselves Defend^{ts} thereunto And by rule of Court confesse Lease entry & Ejectm^t & insist only upon the title, the defend^t in the Declaracon will confesse judgem^t & possession will be deliuered accordingly to the plaintiffe. Yo^r friend

To Cornelius Johnson Tenant in Leven Dennard
possession of the p^rmisses wthin menconed

And the said Cornelius Johnson by Robert Carvile his Attorney cometh & desireth to be admitted Defend^t to try the title to the tract of land & p^rmisses in the Declaracon menconed And prayeth liberty to imparle hereunto untill next Provincial Court, & itt is granted unto him, the same day is given to the plaintiffe also

Now here att this day to witt the ffifteenth day of June in the third yeare of the Dominion of Charles Lord Baltimore &c Annoq^{ue} Doni 1678. came the said parties by their Attorneys aforesaid And the said Cornelius Johnson by his said Attorney saith that he is no wayes guilty of the trespas & Ejectm^t aforesaid as the said John Covington hath above declared against him & of this he putts himselfe upon the Countrey whereupon the said plaintiffe by his said Attorney saith, that he will make no farther prosecucon against the said Cornelius in the plea aforesaid Therefore itt is considered by the Court here that the said Cornelius Johnson recover against Isaac Jacob Lessor to the plaintiffe the sume of Eight hundred Sixty foure pounds of tobacco for his costs & charges by him about his defence in this behalfe laid out and expended And the said p^r in mercy for his false claime

Daniel Cuningham	{	James Moore late of Calvert County planter
& ux		was Attached to Answer unto Ninian Bell of a
ag ^t		plea wherefore with force & armes One Mes-
Rich ^d Edwards	{	suage & two hundred acres of land scituate
& ux		lying & being on the Northern branch of Pe-
		tuxent river within the County of Calvert being
		the North part of a tract of land late in the possession of John
		Potts of Calvert County aforesaid deceased called & known by the
		name of Mount pleasant which Daniel Cuningham & Bridget his
		wife daughter of the said John Potts demised to the said Ninian
		Bell for a terme which is not yet past did enter & him from the pos-
		session thereof did Eject, & other harms to him did to the great dam-
		age of the said Ninian & ag ^t the peace of the right Hon ^{ble} Charles
		absolute Lord & Prop ^r of the said Province &c ^a

And whereupon the said Ninian Bell by Christopher Rousby his Attorney saith, that whereas the said Daniel Cuningham & Bridgett his wife daughter of the said John Potts deceased the five & twentieth day of March in the second yeare of the Dominion of the right Hon^{ble} Charles &c in the said County of Calvert did demise the

Liber N N said Messuage & land with the appurtennces To have & to hold to the said Ninian Bell & his assignes from the said five & twentieth day of March untill the full end & terme of three yeares then next ensuing fully to be compleat & ended By vertue of which said Demise the said Ninian Bell into the Messuage & land aforesaid with the appurtennces entred & was in the possession thereof And being so thereof possessed afterwards to witt the said five & twentieth day of March the said James Moore into the Messuage & land aforesaid with the appurtennces which the said Daniel Cuningham and Bridget his wife daughter of the said John Potts deceased in forme aforesaid demised for the terme aforesaid which is not yet past entred & him from the possession thereof did eject & other harmes to him did to the great damage of the said Ninian Bell & agst the peace of the said right Hon^{ble} the Lord Prop^{ry} &c And whereupon the said Ninian saith he is the worse & hath damage to the Value of forty thousand pounds of tobacco & thereupon he brings his suite.

Unless the tenant in possession or they under whom he claymes doe att the next Provinciall Court to be held for the Province of Maryland the nineteenth day of June next ensuing appear to This
 p. 668 Declaracon & make him or themselves Defendants thereunto And by rule of Court confesse Lease entry & Ejectm^t & insist only upon the title, the Defend^t in the Declaracon will confesse judgem^t & possession will be delivered accordingly to the plaintifffe

To Richard Edwards tenant in possession Yo^r friend

of the p^rmisses within menconed James Moore

And the said Richard Edwards & Hannah his wife by George Parker their Attorney come & desire to be admitted Defend^{ts} to try the title to the land & p^rmisses in the Declaracon menconed, & pray liberty to imparle hereunto untill the next Provinciall Court & itt is granted unto them, the same day is giuen to the plaintiffes also

Afterwards to witt the Eighth day of Octob^r in the second yeare of the Dominion of Charles Lord Baltemore &c Annoq^{ue} Doni 1667. came the plaintiffe by Christopher Rousby his Attorney & obtained an order of this Court which followes in these words viz^t Came Ninian Beale by Christopher Rousby his Attorney & James Moore by George Parker his Attorney, but because itt appeared to the Court here that this action of Ejectm^t was comenced by the said Ninian Beale as Lessee to the said Daniel Cuningham & Bridget this wife against James Moore the casual Ejector And the said Richard Edwards & Hannah his wife being named Defend^{ts} instead of the casual Ejector to try the title to one Messuage & two hundred acres of land scituate lying & being on the Northern branch of Petuxent river being the North part of a tract of land late in the possession of John Potts deceased called Mount pleasant & being now in dispute between the said Daniel Cuningham & Bridget his wife & the said Richard Edwards & Hannah his wife And the Court findeing itt

necessary that the due lines & bounds of the said parcell of land be resurveyed by a skillfull Survey^r And that a faire plott & Certificate thereof be returned to the Court Itt is by the Court this day ordered that Charles Boteler Deputy Survey^r be especially appointed by this Court & is hereby appointed impowered & comanded to lay out the land aforesaid & run out the true lines & sett out their meets & bounds according to the true intent and meaning of the Will of the said John Potts And to returne a Certificate of his proceedings herein & a faire plott distinctly drawn of the said land in question to the next Provinciall Court to be held att S^t Maryes the fourth day of Decemb^r next attested under his hand, that so his Lordpps Justices being fully informed of the truth of the p^rmisses may doe therein what to Justice shall appertaine. By vertue of which said order Charles Boteler Deputy Survey^r went upon the lands in question & returned his proceedings therein in writeing under his hand which followes in these words Viz^t Whereas by an order of the Hon^{ble} Provinciall Court dated the Eighth day of October one thousand six Hundred Seventy seven I have bin comanded to lay out & runn the true lines of two hundred acres of land part of a parcell of land called Mount pleasant according to the true intent & meaning of the Will of John Pott late of Calvert County deceased And returne a Certificate & plott of the same to this Provinciall Court These are humbly to Certifie that I Charles Boteler Deputy Survey^r under Baker Brooke Esq^r Survey^r Gen^{ll} in obedience to the said order of Court did goe upon the said land but could not finde any bounded or lined tree of the same land or other known marke to begin the Survey upon So that the same land I could not resurvey nor the lines thereof runn out as by the said order I was comanded C Boteler Deputy Survey^r. Whereupon & upon mocon made to this Court the fourteenth day of ffebruary last past by Christopher Rousby in the p^rsence of the Attorney for the Defend^t itt is by the Court this day ordered, that the said Charles Boteler be & is hereby especially appointed & comanded to lay out that tract of land which lyes next above the land in question formerly Surveyed for John Pott before the land in question was Surveyed that the bounds of the land in question may be found out And to returne a Certificate of his proceedings herein And also a faire Certificate & plott of the meetes & bounds of the land in question to the next Provinciall Court to be held att S^t Maryes the ninth day of April next attested under his hand that so his Lordpps Justices being fully informed of the truth of the p^rmisses may doe therein what to Justice shall appertaine. Which order was continued untill the Eleventh day of June then next following Att which day the said Charles Boteler made returne of the aforesaid order in these words following Viz^t To the Hon^{ble} the chiefe Justice of Maryland & the rest of the Hon^{ble} the Justices of the Provinciall Court. Whereas by an Order of the Provinciall Court

Liber N N bearing date the fourteenth day of ffebruary in the second yeare of his Lordppps Dominion Annoq̃ Doni one thousand six hundred seventy seven I was comanded to lay out & Survey one tract of land lying next above a parcell of land now in question between Daniel Cuninghame & Bridget his wife late Daughter of John Potts deceased plaintiffes & Richard Edwards & Hannah his wife Defend^{ts} to the intent that the bounds of the land in question may be found out & ascertained And the bounds so found to lay out the land in question between the parties aforesaid These are therefore humbly to Certifie that I Charles Boteler Deputy Survey^r under Baker Brooke Esq^r Survey^r Gen^{ll} haue laid out the said tract of land above the land in question, begining att the mouth of a small runn called ffeendalls ffresh & runing down the river as the river runeth one hundred thirty & five perches, which lyne doth sufficiently ascertain the begining point of the land in question Therefore these are further to certifie yo^r Hono^{rs} that the bounds of the land in question are as followeth viz^t begining att the end of One hundred thirty & five perches from ffeendalls fresh att an Oak now marked with eight notches, & from
 p. 670 thence runing South & by West Downe the River for One hundred & five perches, & from thence runing West for three hundred & twenty perches & from the end of the said West line runing North And by East till itt intersect a West line drawn from the first tree containing two hundred acres being the North part of a tract of land late in the possession of John Potts deceased called Mount pleasant, includeing within the aforesaid lines about ffifteen acres of the cleared ground or plantacon now occupied by the said Richard Edwards but not any of the houses belonging to the same. by Cha. Boteler Survey^r.

Afterwards to witt the ffifteenth day of June in the third yeare of his Lordppps Dominion &c Annoq̃ Doni 1678 came the said partyes by their Attorneys aforesaid and referred the plea aforesaid to the judgem^t of the Court Whereupon the Certificate aforesaid being read & heard & by the Justices here fully understood And the plott of the said land being by them seen, itt is ordered by the Court here that the said partyes plaintiffes & Defend^{ts} doe hold their severall tracts of land according to the Certificate & plott aforesaid And that each party beare his owne charges

Whereas heretofore to witt the twentieth day of April in the second yeare of the Dominion of Charles Lord Baltemore &c Annoq̃ Doni One thousand six hundred Seventy seven Jonathan Sibrey Guardian to & on the behalfe of John Howell & Nathaniel Howell Exec^{rs} of the last Will & testam^t of Thomas Howell deceased obtained judgem^t in this Court agst James Ives the Suertyes of Samuel Boston late high Sheriffe of Baltemore County deceased for a pretended debt of nineteen hundred & five pounds of tobacco together with one hundred & ninety p^{ts} of tobacco damages occasioned by

detaining of the debt aforesaid and costs of Suite Against which Liber N N
judgem^t James Mills Ex^r of the last Will & testam^t of the said
Samuel Boston petitioned this Court to be relieved, allcadging that he
could prove paym^t thereof.

Afterwards to witt the ffifteenth day of June in the third yeare
of his Lordpps Dominion &c Annoq̃ Doni 1678 came the said James
Mills in his proper person & proved payment of the aforesaid pre-
tended debt of Nineteen hundred & fve pounds of tobacco There-
fore itt is considered that the judgem^t aforesaid be revoaked adnulled
& altogether held for nothing

William Burges } Robert ffrancklin late of Ann Arundell County
agst } otherwise called Robert ffrancklin of Ann Arundell
Rob^t ffrancklyn } County in the Province of Maryland gent^l was
Sumoned to answer unto Colonell William Burges
of a plea that he render unto him the full Sume & just quantity of
Seventy & seven thousand pounds of good sound M^rchantable to-
bacco & caske which to him he oweth & unjustly detaineth

And whereupon the said W^m by Robert Carvile his Attorney Saith,
that whereas the said Robert ffrancklin upon the tenth day of April
Annoq̃ Doni One thousand six hundred seventy eight by his con- p. 671
taine bond or writeing obligatory Sealed with the Seale of him the
said Robert & here in Court produced whose date is the day & yeare
abovesaid, did confesse & acknowledge himselfe to owe and stand
indebted unto the said W^m Burges in the full sume & just quantity
of Seventy & Seven thousand pounds of good sound M^rchantable
tobacco & cask to be paid unto the said W^m Burges his certaine At-
torney his heyres Ex^{rs} Adm^{rs} or assignes att some convenient place
in the County aforesaid not exceeding halfe a Mile from the water
side To the which payment well & truely to be made he did binde
himselfe his heyres Ex^{rs} & Adm^{rs} firmly by those p^rsents Yet not-
withstanding the said Robert the said sume of Seventy & Seven
thousand pounds of tobacco to him the said W^m Burges though often
thereunto requested hath not paid, but the same to pay hath denyed
& still doth deny to the damage of the said W^m One hundred thou-
sand pounds of tobacco & thereupon he bringeth his suite

And the said Robert by George Parker his Attorney cometh &
defendeth the force & injury when &c and prayeth the hearing of
the said writeing obligatory & itt is read unto him, he also prayeth
the hearing of the Conclon of the said writeing obligatory & itt is
read unto him in these words following Vizt The Conclon of this
Obligacon is such, that if the above bounden Robert ffrancklin his
heyres Exec^{rs} Adm^{rs} or assignes or either of them doe well & truely
pay or cause to be paid unto the above named Colonell W^m Burges
his certaine Attorney his heyres Ex^{rs} Adm^{rs} or assignes the full
sume & just quantity of thirty eight thousand foure hundred &

Liber N N fifteen pounds of such like sound M^cchantable tobacco & cask as abovesaid And also att such convenient place as abovesaid att or upon the two & twentieth day of this instant April That then this Obligacon to be void & of none or else to stand & remaine in full force & Vertue Which being read and heard the said Robert by his Attorney aforesaid saith that as to thirty eight thousand foure hundred & fifteen pounds of tobacco in the Condicon of the above Obligacon menconed he cannot gainsay, for that he oweth the said sume to the said William, & is content that judgem^t passe against him for the same Therefore itt is considered by the Court here that the said W^m Burges recover against the said Robert ffrancklin the aforesaid sume of thirty Eight thousand foure hundred & fifteen p^{ds} of tobacco debt As also pounds of tobacco costs of suite. And the said Robert in mercy~judgem^t June 11th 1678

Whereas Colonell William Burges hath sued a Writt of debt out of his Lordpps Provinciaall Court against me Robert ffrancklin of Ann Arundell County for Seventy seven thousand pounds of tobacco These are to request you to appeare for me & to take & receive his Declaracon And thereupon to confesse judgem^t by non sum informatus nihil dicit or otherwise as you shall think fitt for the sume of thirty eight thousand foure hundred & fifteen pounds of tobacco & cask And for yo^r so doinge this shall be yo^r sufficient warrant In this behalfe wittnes my hand & Seale the tenth day of April Annoq^{ue} Doni 1678. Rob^t ffrancklin (seale)

To M^r George Parker or M^r Tho: Bland
Attorneys of the Provinciaall Court
Sealed & del^{iv}d in the p^rsence of
Tho: Taillor Henry Hanslaps

Richard Bankes	} Comand was given to the Sheriffe of Calvert County that he take Henry Jowles & Sybill his wife Exec ^x of the last Will & testament of W ^m ux Ex ^x of W ^m Groome deceased if they should be found in his bailiwick & them safe to keep so that he have their bodyes here the Eleventh day of June in the third yeare of the Dominion of Charles Lord Baltimore &c Annoq ^{ue} Doni 1678. to answer unto Richard Bankes in a plea of trespas upon the case Att which said Eleventh day of June the same Sheriffe made returne of the writt aforesaid, that he had taken the said Henry & Sibill whose bodyes he had as by the same writt he was required
ag ^t	
Henry Jowles & ux Ex ^x of W ^m Groome	

Afterwards to witt the twelfth day of June in the yeare aforesaid came the said Richard Bankes by Christopher Rousby his Attorney And the said Henry Jowles & Sybill his wife by George Parker their Attorney likewise came And the Defend^{ts} by their Attorney aforesaid informed the Court that the plaintiffe is a fforreign^r &

therefore demanded suerties for costs of suite if the plaintiffe should be nonsuited or cast therein And itt is granted Whereupon came Michael Tawney of Calvert County Innholder & acknowledged in open Court, that if the said Richard Bankes should be Nonsuited or cast in this suite & shall not satisfie unto the Defend^u such costs of suite as shall be by this Court allowed therein That then he the said Michael Tawney will satisfie & pay the same

Garret VSweringen } Comand was given to the Sheriffe of S^t Maryes
ag^t } County that he take John Quigley late of the
John Quigley } City of S^t Maryes otherwise called John Quigley
of the City of S^t Maryes in the Province
of Maryland M^rchant if he should be found in his bailywick & him safe to keep so that he haue his body here the eleventh day of June in the third yeare of the Dominion of Charles Lord Baltemore &c Annoq^o Doni 1678 to answer unto Garret VanSweringen in a plea that he render unto him the sume of fforty three thousand one hundred pounds of tobacco which to him he oweth & unjustly detaineth Att which said Eleventh day of June the same Sheriffe made retorne of the writt aforesaid, that he had taken the said John Quigley whose body he had as by the same writt he was required

Afterwards to witt the twelfth day of June in the yeare aforesaid came the said Garret VanSweringen by Kenelm Cheseldyn his Attorney and the said Garret by his Attorney aforesaid informed the Court that the said John Quigley being a Merchant may depart this Province before this cause may come to tryall, and therefore moved the Court here for speciall bayle & itt Is granted unto him, Whereupon came the said John Quigley with Thomas Tailor of Dorchester County & Walter Hall of S^t Maryes County his suerties And the said Thomas & Walter acknowledged in open Court, that if the said John Quigley be cast in this suite & doe not satisfie the condemnacon thereupon or render his body to prison, that they will satisfie & pay the same which securities were accepted of by the plaintiffes Attorney & day given to both parties untill next Court.

p. 673

Benj^a Nesham } In Ejectm^t
ag^t } This action being comenced by Benj^a Nesham as
Rich^d Smithson } Lessee to James Ives & Martha his wife against
Richard Smithson the casual Ejector to try the
title to One Messuage & two hundred acres of land lying in S^t Maryes County & calld s^t Jeromes Thicket, Thomas Pinke tenant in possession of the p^rmisses appeared by W^m Williams his Attorney & desired to be admitted Defend^t thereunto, Whereupon itt is ordered that a new declaracon be filed, & this cause continued untill next Provincial Court

Liber N N John Darnall } Memorandum that on the thirteenth day of April in
 ag^t } the third yeare of the Dominion of Charles Lord
 Jarvis Ballard } Baltemore &c Annoq̃ Doni 1678 his Lordpp sent
 his writt of Scire facias to the Sheriffe of Calvert
 County directed which followes in these words viz: Charles &c.
 Whereas itt was formerly comanded you that you should Attach
 any the Goods Chattels or Creditts of Jarvis Ballard to the Value
 of thirty three thousand three hundred thirty & three pounds of
 tobacco And when you had the same so Attached or any part thereof
 to deliver the same to John Darnall And to what value you should
 Attach & deliuer as aforesaid, you make known to our Justices of
 our said Court the ninth day of April last past Att which said ninth
 day of April you made returne that you had Attached in the hands
 of Samuel Holdsworth Nine thousand three hundred pounds of
 tobacco, in the hands of W^m Harris foure thousand pounds of
 tobacco, in the hands of ffrancis Collier Eighty yards of Duffels
 Valued att Eight hundred pounds of tobacco, in the hands of John
 Peirce Eight hundred pounds of tobacco & in the hands of M^r
 Rousby due from Cap^t Perry foure thousand pounds of tobacco Wee
 therefore comand you that by good & lawfull men of yo^r bailywick
 you make known to the said Samuel Holdsworth W^m Harris ffrancis
 Collier John Peirce & Christopher Rousby that they be before our
 Justices att our next Provinciaall Court to be held att S^t Maryes the
 Eleventh day of June next to shew cause if any they haue why the
 severall & respective sumes of tobacco aforesaid attached as afore-
 said ought not to be rendred satisfied & paid to the said John Darnall
 Att which said Eleventh day of June the same sheriffe made returne
 of the writt aforesaid that by good & lawfull men of his bailywick
 he had made known to the said Samuel Holdsworth, W^m Harris,
 ffrancis Collyer & Christopher Rousby to be & appeare as by the
 same writt he was comanded. Afterwards to witt the twelfth day of
 p. 674 June in the yeare Aforesaid the said Samuel Holdsworth although
 so warned being solemnly called came not but made default There-
 fore itt is granted by the Court here that the said John Darnall
 recover against the said Samuel Holdsworth the sume of Nine thou-
 sand three hundred pounds of tobacco in his hands so Attached as
 aforesaid.

Afterwards to witt the day & yeare aforesaid came the said ffrancis
 Collyer in his proper person & made Oath in open Court that he
 hath no Effects of the Estate of the said Jarvis Ballard in his hands
 Therefore itt is considered by the Court here, that the said ffrancis
 Collier recover against the said John Darnall the sume of One hun-
 dred & Eighty pounds of tobacco by him about his defence in this
 behalfe laid out & expended

And the said W^m Harris by George Parker his Attorney appears
 & imparles untill next Court.

Mr Painter

Liber N N

Pray enter satisfaction acknowledged upon the Record of the Judgement obtained by Daniel Jenifer against John Pott And also on the judgem^t obtained by the same against the Estate of the said John in the hands of Richard Edwards & Hannah his wife upon a scire facias And for your so doing this shall be your Warrant Given under my hand this thirtieth day of August 1678

Rob^t Carvile Att p quer.

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